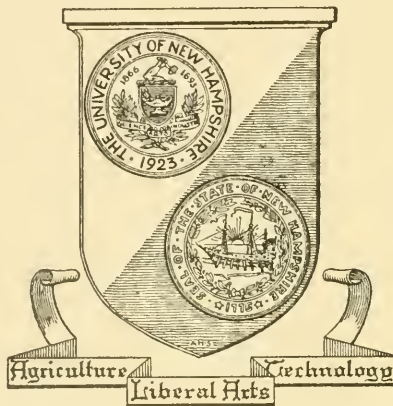




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OF THE  
HONORABLE SENATE  
JANUARY SESSION OF 1931

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# JOURNAL

*of the*

## HONORABLE SENATE

JANUARY SESSION OF 1931

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WEDNESDAY, JANUARY 7, 1931.

At eleven o'clock in the forenoon of the first Wednesday in January in the year of Our Lord, One Thousand Nine Hundred and Thirty One, being the day prescribed by the Constitution for the Legislature of New Hampshire to assemble, the following named persons elected Senators assembled in the Capitol in the City of Concord in said State and His Excellency the Honorable Charles W. Tobey, Governor, attended by the Honorable Council having come into the Senate Chamber, took and subscribed the oaths of office and were duly qualified as Senators agreeably to the provisions of the Constitution, namely;

- Dist. No.    2. George A. Colbath  
              3. Harry M. Eaton  
              4. Harold H. Hart  
              5. Edgar Maude Ferguson  
              6. Charles E. Carroll  
              7. James H. Gerlach  
              8. Ernest A. Robinson  
              9. James C. Farmer  
             10. Arthur R. Jones  
             11. Arthur T. Appleton  
             12. Charles R. Blake  
             13. William H. Barry



- Dist. No. 14. Courtland F. H. Freese  
 15. Ralph H. George  
 16. Dana A. Emery  
 17. Harry A. Lee  
 18. John J. Sheehan  
 19. Aime Martel  
 20. John M. Hubbard  
 21. Frank F. Fernald  
 22. Thomas E. Fernald  
 23. Adin S. Little  
 24. Charles H. Brackett

His Excellency the Governor, the Honorable Council withdrawing, the Senate was called to order by Norris Cotton, Clerk of the 1929 Session of the Senate.

The Clerk stated that the first business was the election of a temporary presiding officer.

On motion of Senator Farmer, seconded by Senator Ferguson, Senator Hart was chosen as temporary presiding officer.

The Clerk requested Senators Farmer and Ferguson to conduct the temporary presiding officer to the Chair.

The Senate proceeded to the choice of a President by ballot with the following result:

Whole number of votes cast . . . . .	21
Necessary for Choice . . . . .	11
Honorable William H. Barry had . . . . .	4
Honorable Arthur R. Jones had . . . . .	17

and the Honorable Arthur R. Jones having received a majority of all the votes cast, was declared elected.

On motion of Senator Barry, the election of President Jones was made unanimous.

The Chair requested Senators Lee and Brackett to escort the President to the Chair.

The President having assumed the Chair addressed the Senate as follows:

*Senators:*

In accepting the honor which you have conferred upon me by electing me as your presiding officer, I am deeply mindful of its responsibilities and very grateful for the confidence you have expressed in my ability to serve you and the State in this capacity.

We all have responsibilities imposed from our elections to represent our various districts as Senators. We were severally chosen to a position of trust and duty and our constituents have sent us here to promote their interests. Whether we are enacting laws or making appropriations, we should give serious thought and consideration to every bill or resolution that comes before us for action. If we do our best it will be the best for the welfare of the people of the entire state.

Let us be ever mindful that our acts here will advance or retard the progress of our state, according as we give or fail to give our best services, and it is my confident hope that we may do our work in a spirit of reason and good intention, without discord, if not always without disagreement, as the smaller body of our bicameral legislature, we are in a position to do our work more collectively and definitely, provided we do it with the mind that we will be influenced and guided only by the principles that representative government is successful to the measure that its representatives regard its welfare as their one and only concern.

I do not need to tell you that I shall endeavor at all times to preside fairly and impartially and to place public above personal considerations.

I wish to thank you for the great honor conferred upon me.

I await your pleasure.

On motion of Senator Martel, the following resolution was adopted.

*Resolved*, That Benjamin F. Greer as Clerk be elected by acclamation, that Frank M. Ayer as Assistant Clerk be elected by acclamation, that Raymond B. Lakeman as Sergeant-at-arms be elected by acclamation, that William W. Allen as Doorkeeper be elected by acclamation, that

Walt M. Goodale as Messenger be elected by acclamation, and that Benjamin F. Greer, Frank M. Ayer, Raymond B. Lakeman, William W. Allen and Walt M. Goodale are hereby elected for the several positions named, respectively.

Thereupon, Benjamin F. Greer, Frank M. Ayer, Raymond B. Lakeman, William W. Allen, and Walt M. Goodale appeared, signified their acceptance of the offices to which they were elected respectively and were duly sworn to the faithful discharge of their duties before the President.

A True Record:

NORRIS COTTON,  
*Clerk for 1929-1930.*

A True Copy. Attest:

NORRIS COTTON,  
*Clerk for 1929-1930.*

On motion of Senator Colbath, the following resolution was adopted:

*Resolved*, That the rules of the Senate for the last session be the rules of the Senate for the present session until otherwise ordered.

On motion of Senator Lee, the following resolution was adopted:

*Resolved*, That until otherwise ordered the Senate will meet at eleven o'clock in the forenoon.

On motion of Senator Blake, the following resolution was adopted:

*Resolved*, That the Secretary of State be requested to furnish the Senate with the official returns of votes from the various senatorial districts for the state.

On motion of Senator Fernald, of District No. 21, the following resolution was adopted:

*Resolved*, That the return of votes from the several senatorial districts be referred to a select committee of three with instructions to examine and count the same, and report to the Senate whether any vacancies exist, and, if so, in what senatorial districts.

The President appointed as members of such Committee Senators Fernald, of District No. 21, Farmer and Colbath.

On motion of Senator Emery, the following resolution was adopted:

*Resolved*, That the House of Representatives be informed that the Senate having assembled has organized by the choice of Arthur R. Jones as President, Benjamin F. Greer as Clerk, Frank M. Ayer as Assistant Clerk, Raymond B. Lakeman as Sergeant at Arms, William W. Allen as Door-keeper, and Walt M. Goodale as Messenger, and is now ready to proceed with the business of the session.

On motion of Senator Farmer, the following resolution was adopted:

*Resolved*, That the Clerk of the Senate be authorized to furnish at the expense of the State during the session of 1931 two such daily newspapers printed within the State to the members and officers of the Senate as such members and officers may select and to the Governor and Council.

On motion of Senator Brackett the following resolution was adopted:

*Resolved*, That the Clerk be instructed to procure the services of three stenographers, one for the Judiciary Committee, one for the Finance Committee, and one as an Assistant for the Clerks of the Senate, each to perform such duties as may be assigned to her.

Pursuant to the above resolution, the Clerk appointed Bessie A. Callaghan, of Manchester, Evelyn S. Conway, of Concord, and Ruth Cotton, of Concord, as stenographers for the session.

On motion of Senator Ferguson the following resolution was adopted:

*Resolved*, That the President be authorized to appoint an Assistant Messenger and a Telephone Messenger for the ensuing session.

On motion of Senator Little the following resolution was adopted:

*Resolved* by the Senate, the House of Representatives concurring, that the joint rules of the last session of the

Legislature be the joint rules of this session until otherwise ordered.

On motion of Senator Carroll, the following resolution was adopted:

*Resolved*, That all bills and joint resolutions reported by the Committees, with the exception of new bills originating in the Committees, shall be handed to the Clerk, who shall cause a list of said bills and joint resolutions to be published in the Appendix to the daily journal together with a report of the Committee previous to their presentation to the Senate.

On motion of Senator Sheehan, the following resolution was adopted:

*Resolved*, That the House of Representatives be informed that the Senate will be ready to meet the House in joint convention for the purpose of canvassing the votes for Governor and Councilors agreeably to the provisions in the Constitution at two o'clock this afternoon, and for the election of a Secretary of State, State Treasurer and Commissary General.

The Senate took a recess subject to the call of the chair.

Senate called to order. On motion of Senator Brackett Senate adjourned.

#### AFTERNOON

The following message was received from the House of Representatives by its Clerk.

*Mr. President:*

The House of Representatives has passed the following resolutions:

*Resolved*, That the Honorable Senate be notified that the House of Representatives has organized by the choice of Harold M. Smith as Speaker, Harrie M. Young as Clerk, Cyril J. Fretwell as Assistant Clerk and Guy S. Neal as Sergeant-at-Arms and is now ready to proceed with the business of the session.

*Resolved*, That the Honorable Senate be informed that the House of Representatives will be ready to meet the Senate



in joint convention for the purpose of canvassing the votes for Governor and Councilors, agreeably to the provisions of the constitution and for the election of a Secretary of State, State Treasurer and Commissary General at 2 o'clock this afternoon.

The Honorable Earle Hewitt, Deputy Secretary of State, appeared and presented the returns of votes for Senators from the various Senatorial districts, as returned to the Secretary's office.

#### COMMITTEE REPORT

The select committee, to whom was referred the returns of votes for senators from the several districts, having attended to their duties and having examined the returns made to the Secretary of State and the records in the office of said secretary, reports that it finds the state of the vote returned from the several districts as follows:

##### *District No. 1*

Matthew J. Ryan, Berlin, had . . . . .	2,876
H. William Johnson, Gorham, had . . . . .	2,747
and Matthew J. Ryan having a plurality of all the votes cast is elected.	

##### *District No. 2*

George A. Colbath, Whitefield, had . . . . .	3,886
and having a plurality of all the votes cast is elected.	

##### *District No. 3*

Harry M. Eaton, Littleton, had . . . . .	3,061
George O. Elms, Lyman, had . . . . .	1,682
and Harry M. Eaton having a plurality of all the votes cast is elected.	

##### *District No. 4*

Harold H. Hart, Wolfeboro, had . . . . .	3,278
Frank P. Hobbs, Wolfeboro, had . . . . .	1,274
and Harold H. Hart having a plurality of all the votes cast is elected.	

*District No. 5*

Edgar Maude Ferguson, Bristol, had . . . . 4,253  
and having a plurality of all the votes cast  
is elected.

*District No. 6*

Charles E. Carroll, Laconia, had . . . . . 3,557  
Harry W. Daniell, Laconia, had . . . . . 2,452  
and Charles E. Carroll having a plurality  
of all the votes cast is elected.

*District No. 7*

James H. Gerlach, Franklin, had . . . . . 2,797  
Charles L. Glidden, Danbury, had . . . . . 2,502  
and James H. Gerlach having a plurality  
of all the votes cast is elected.

*District No. 8*

Ernest A. Robinson, Newport, had . . . . . 3,230  
Robert E. Gould, Newport, had . . . . . 2,118  
and Ernest A. Robinson having a plurality  
of all the votes cast is elected.

*District No. 9*

James C. Farmer, Newbury, had . . . . . 3,404  
James W. Doon, Henniker, had . . . . . 1,216  
and James C. Farmer having a plurality  
of all the votes cast is elected.

*District No. 10*

Arthur R. Jones, Keene, had . . . . . 2,513  
and having a plurality of all the votes  
cast is elected.

*District No. 11*

Arthur T. Appleton, Dublin, had . . . . . 3,640  
and having a plurality of all the votes  
cast is elected.

*District No. 12*

Charles R. Blake, Nashua, had . . . . .	3,610
Arthur G. Shattuck, Nashua, had . . . . .	1,732
and Charles R. Blake having a plurality of all the votes cast is elected.	.

*District No. 13*

William H. Barry, Nashua, had . . . . .	4,049
Henry R. Winterbottom, had . . . . .	1,940
and William H. Barry having a plurality of all the votes cast is elected.	

*District No. 14*

Courtland F. H. Freese, Pittsfield, had . .	2,975
Charles M. Steele, Epsom, had . . . . .	2,697
and Courtland F. H. Freese having a plu- rality of all the votes cast is elected.	

*District No. 15*

Ralph H. George, Concord, had . . . . .	3,272
John W. Stanley, Concord, had . . . . .	1,211
and Ralph H. George having a plurality of all the votes cast is elected.	

*District No. 16*

Dana A. Emery, Manchester, had . . . . .	2,686
Joseph E. Riley, Manchester, had . . . . .	2,043
and Dana A. Emery having a plurality of all the votes cast is elected.	

*District No. 17*

Harry A. Lee, Manchester, had . . . . .	2,653
Zatae L. Straw, Manchester, had . . . . .	2,404
and Harry A. Lee having a plurality of all the votes cast is elected.	

*District No. 18*

John J. Sheehan, Manchester, had . . . . .	5,227
Arthur Provencher, Manchester, had . . . .	1,508
and John J. Sheehan having a plurality of all the votes cast is elected.	

*District No. 19*

Aime Martel, Manchester, had . . . . .	2,126
and having a plurality of all the votes cast is elected.	

*District No. 20*

John M. Hubbard, Rochester, had . . . . .	3,682
Michael J. O'Malley, Somersworth, had . . .	3,085
and John M. Hubbard having a plurality of all the votes cast is elected.	

*District No. 21*

Frank F. Fernald, Dover, had . . . . .	3,049
Austin L. Calef, Barrington, had . . . . .	2,917
and Frank F. Fernald having a plurality of all the votes cast is elected.	

*District No. 22*

Thomas E. Fernald, Nottingham, had . . .	4,194
George L. Sibley, Manchester, had . . . . .	2,487
and Thomas E. Fernald having a plurality of all the votes cast is elected.	

*District No. 23*

Adin S. Little, Hampstead, had . . . . .	3,877
Lester E. Williams, Exeter, had . . . . .	1,158
and Adin S. Little having a plurality of all the votes cast is elected.	

*District No. 24*

Charles H. Brackett, Greenland, had . . . 3,569  
Oliver B. Marvin, Portsmouth, had . . . . 2,496  
and Charles H. Brackett having a plurality of all the votes cast is elected.

FRANK F. FERNALD,  
GEORGE A. COLBATH,  
JAMES C. FARMER,  
*Committee.*

The report of the Committee was accepted.

(Sec House Proceedings)

On return to the Senate Chamber on motion of Senator Ferguson, the Senate adjourned.

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THURSDAY, JANUARY, 8 1931.

The Senate met according to adjournment.

HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has adopted the following resolution:

*Resolved,* That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in joint convention at 12:15 p.m. for the purpose of receiving His Excellency the Governor, and any communication he may be pleased to make, and for the transaction of such other business as may properly come before such convention.

The message further stated that the House of Representatives had concurred in the adoption of the following concurrent resolution:

*Resolved,* By the House of Representatives, the Senate concurring, that the joint rules of the last legislature be the joint rules of this legislature until otherwise ordered.

On motion of Senator Emery the following resolution was adopted:



*Resolved*, That the Senate will be ready to meet the House of Representatives in joint convention as suggested by the House Message, at 12:15 o'clock, for the purpose of receiving His Excellency, the Governor, and any communication that he may be pleased to make and for the transaction of any other business that may properly come before such convention.

Agreeably to the foregoing resolution, the Senate met the House of Representatives in joint convention.

(See House Proceedings)

On motion of Senator Fernald, of District No. 21, the following resolution was adopted:

*Resolved*, That the rules of the Senate be published in the journal on the day that the list of the committees are published.

On motion of Senator Brackett, the rules were suspended and all business in order for two o'clock this afternoon was made in order at the present time.

On motion of Senator Gerlach, the following resolution was adopted:

*Resolved*, That when the Senate adjourns this forenoon it adjourn to meet tomorrow morning at nine o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Ferguson, the Senate adjourned.

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FRIDAY, JANUARY 9, 1931.

The Senate met according to adjournment.

Senator George having assumed the chair, read the following communication:

Concord, N. H., January 9, 1931.

*Senator George:*

Please preside for me at to-day's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator George declared the Senate adjourned.

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MONDAY, JANUARY 12, 1931.

The Senate met according to adjournment.

Senator Hart having assumed the chair, read the following communication:

Concord, N. H., January 12, 1931.

*Senator Hart:*

Please preside for me at tonight's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator Hart, declared the Senate adjourned.

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TUESDAY, JANUARY 13, 1931.

The Senate met according to adjournment.

Senator Matthew J. Ryan, of District No. 1 having qualified before his Excellency, the Governor, appeared and took his seat as a member of the Senate.

#### LEAVES OF ABSENCE

Senator Ferguson was granted leave of absence for the day on account of illness.

Senator Lee was granted leave of absence for the day on account of important business.

#### APPOINTMENTS

Pursuant to a resolution previously adopted, the President appointed George H. Gross of Boscawen as Assistant Messenger and Edwin F. Bacon of Rochester, as Telephone Messenger.

The President directed the Clerk to read the following standing and joint standing committees of the Senate.

STANDING COMMITTEES

*Agriculture.*—Senators Farmer, Colbath, Freese, Lee, Little.

*Banks.*—Senators Emery, Freese, Blake, Eaton, Ryan.

*Claims and Incorporations.*—Senators Martell, Frank Fernald, Brackett, Emery, Farmer.

*Education.*—Senators Ferguson, Robinson, Barry, Lee, Little.

*Elections.*—Senators Lee, Robinson, Eaton, Frank Fernald, Brackett.

*Finance.*—Senators Brackett, Gerlach, Barry, Emery, Hart.

*Fisheries and Game.*—Senators George, Eaton, Appleton, Martell, Gerlach.

*Forestry.*—Senators Thomas Fernald, Sheehan, Little, George, Appleton.

*Insurance.*—Senators Eaton, Barry, Sheehan, Blake, Frank Fernald.

*Judiciary.*—Senators Hart, Frank Fernald, Sheehan, Appleton, Ferguson.

*Labor.*—Senators Sheehan, Thomas Fernald, Carroll, Hart, Gerlach.

*Liquor Laws.*—Senators Hubbard, Ferguson, Freese, Lee, Brackett.

*Military Affairs and Soldiers' Home.*—Senators Blake, Barry, Thomas Fernald, Appleton, Hart.

*Public Health.*—Senators Freese, Carroll, Emery, Lee, Gerlach.

*Public Improvements.*—Senators Appleton, George, Eaton, Hart, Brackett.

*Railroads.*—Senators Barry, Emery, Martell, Hubbard, Robinson.

*Revision of Laws.*—Senators Frank Fernald, Freese, Colbath, Ryan, Blake.

## STANDING COMMITTEES OF THE SENATE, 1931, CONVENTION

*Roads, Bridges and Canals.*—Senators Robinson, Carroll, Ryan, Hubbard, Thomas Fernald.

*State Hospital and Laconia State School.*—Senators Carroll, Little, Colbath, Sheehan, Hubbard.

*State Prison and Industrial School.*—Senators Little, Hubbard, Martell, Farmer, Ferguson.

*Towns and Counties.*—Senators Ryan, Carroll, Robinson, Farmer, Thomas Fernald.

*University of New Hampshire and Normal Schools.*—Senators Colbath, Blake, Ferguson, George, Martell.

*Ways and Means.*—Senators Gerlach, Colbath, Farmer, Ryan, George.

## JOINT STANDING COMMITTEES

*Joint Rules.*—President Jones, Senators Frank Fernald and Berry.

*Engrossed Bills.*—Senators George and Ferguson.

*State House and State House Yard.*—Senator Farmer.

*State Library.*—Senator Hubbard.

Pursuant to a resolution previously adopted, the rules of the Senate are hereby published.

## RULES OF THE SENATE

1. The President having taken the chair, and a quorum being present, the journal of the preceding day shall be read, if ordered by the president or called for by any other member, and any erroneous entry shall be corrected.

2. No member shall hold conversation with another during the reading of the journal, or while a member is speaking in debate.

3. Every member, rising to speak, shall address the president and when he has finished shall sit down.

4. No member shall speak more than twice on the same question, on the same day, without leave of the Senate.

5. More than one member rising to speak at the same time, the president shall decide who shall speak first.

6. If any member transgress the rules of the Senate, the

president shall, or any member, may, call him to order; in which case the member so called to order shall sit down, and the Senate, if appealed to, shall decide the case but if there be no appeal, the decision of the president shall be conclusive.

7. No member shall absent himself without permission from the Senate.

8. A motion shall be seconded before it is debated; and if required by the president or any member, it shall be reduced to writing.

9. When any question is under debate; no motion shall be received, but, first, to adjourn; second, to lay on the table; third, for the previous question; fourth, to postpone indefinitely; fifth, to postpone to a certain day; sixth, to commit; seventh, to amend; which several motions shall have precedence in the order in which they are arranged. No motion to postpone indefinitely, to postpone to a certain day, or to commit, being decided, shall be in order at the same stage of the bill or proposition, until after an adjournment.

10. If the question under debate will admit of division, any member may have it divided; and, in filling blanks, the longest time and the largest sum shall be put first.

11. When the reading of a paper is called for, and the same is objected to, it shall be decided by a vote of the Senate, and without debate.

12. When the yeas and nays are required, each member shall declare his assent or dissent to the question, unless for special reasons he be excused by the Senate.

13. When a motion is made to shut the doors of the Senate, on the discussion of any business which in the opinion of any member may require secrecy, the president shall require the gallery to be closed; and the doors shall remain closed until the subject is disposed of.

14. After a motion has been decided, it shall be in order for any member who voted with the majority, or if the Senate be equally divided, any member voting on the side prevailing, to move for a reconsideration thereof, unless the



bill, resolution, report, amendment, or motion on which the vote was taken has gone from the possession of the Senate; but no motion to reconsider shall be in order unless made the same day on which the vote was taken, or the next day after that on which the vote was taken, on which the Senate shall be in session.

15. Before any petition or memorial address to the Senate shall be received and read, a brief statement of the contents thereof shall be made by the member introducing the same.

16. Every bill shall be read three times before its passage and the President shall give notice at each time whether it be the first, second or third reading; each reading of the bill shall be by title only unless there is a request from any member of the Senate for the full reading of the bill; no bill after it has been read a second time shall have a third reading before an adjournment.

17. All resolutions which may require the signature of the governor shall be treated in the same manner as bills.

18. When a bill shall have been read a first time and ordered to a second reading, it shall be immediately read a second time by its title, and by the President referred to the appropriate standing committee, unless otherwise ordered by the Senate.

19. All bills introduced in the Senate, to repeal or modify an existing statute, shall refer to the act proposed to be repealed or modified by the title and session at which it was passed, and no bill shall refer to any statute by the number of the chapter of the pamphlet laws.

20. The Senate may resolve itself into a committee of the whole at any time on motion made for that purpose; and in forming a committee of the whole, the president shall leave the chair, and may appoint a chairman to preside in committee. The President may at any time name any member to perform the duties of the chair; but such substitution shall not extend beyond one legislative day.

21. The last question, upon the second reading of a bill or resolution, shall always be, Shall it be read a third time? and no amendment shall be received or discussed on the third

reading of any bill or resolution unless by consent of sixteen members present, but it shall at all times be in order, before the final passage of a bill or resolution, to move its commitment; and should such commitment take place, and an amendment be reported, the bill or resolution shall again be read a second time, and considered as in committee of the whole.

22. The titles of bills, and such parts thereof as may be affected by proposed amendment, shall be entered on the journals.

23. All bills, resolutions, and addresses, after passing the Senate, shall be signed by the President and all warrants and other processes issued by order of the Senate shall be under his hand and seal, attested by the clerk.

24. The following standing committees, to consist of five members each, shall be appointed at the commencement of any session; a Committee on Agriculture; a Committee on Banks; a Committee on Claims and Incorporations; a Committee on Education; a Committee on Elections; a Committee on Fisheries and Game; a Committee on Forestry; a Committee on Finance; a Committee on Insurance; a Committee on the Judiciary; a Committee on Labor; a Committee on Liquor Laws; a Committee on Military Affairs and Soldiers' Home; a Committee on Public Health; a Committee on Railroads; a Committee on Revision of Laws; a Committee on Roads, Bridges and Canals; a Committee on Public Improvements; a Committee on State Hospital and Laconia State School; a Committee on Towns and Counties; a Committee on University of New Hampshire and Normal Schools; a Committee on Ways and Means. There shall also be a Committee on Rules, consisting of three members, one of whom shall be the President.

25. All committees shall be appointed by the President, unless otherwise directed by the Senate.

26. When the Senate shall concur with the House of Representatives in the appointment of a joint committee, consisting of not more than five members of the House, two members shall be added on the part of the Senate, but when

more than five, three members of the Senate shall be added

27. Messages shall be sent to the House of Representatives by the Clerk of the Senate.

28. Messages from the governor or House of Representatives may be received at all times, except when the Senate is engaged in putting the question, in calling the yeas and nays, in counting the ballots, or in reading the journal.

29. All questions shall be put by the President, and each member of the Senate shall signify his assent or dissent by answering yea or nay. If the President doubts, or a division is called for, the Senate shall divide. Those in the affirmative of the question shall first rise from their seats and stand till they be counted. The President shall then rise and state the decision of the Senate.

30. No person except the members of the executive, or members of the House of Representatives and its officers, shall be admitted within the bar of the Senate, except by invitation of the President, or some member with his consent.

31. The Senate shall adjourn to meet at eleven o'clock in the morning and two o'clock in the afternoon of each day unless the Senate shall otherwise order.

32. Motions to adjourn, to lay on the table, for the previous question, and to take from the table, shall be decided without debate.

33. No standing rule of the Senate shall be suspended unless two-thirds of the members present vote in favor thereof, and no rule shall be rescinded unless one day's notice of the motion has been given and two-thirds of those present vote therefor.

34. Each bill and joint resolution, except private acts, originating in the Senate shall be declared by the President to be laid upon the table, and the clerk directed to procure a sufficient number of printed copies thereof for the use of the Senate, and cause the same to be distributed to the members, and when so printed and distributed the bill shall be immediately delivered to the committee to which it shall have been referred. Every bill or joint resolution so intro-

duced shall be headed "Senate Bill" or "Senate Joint Resolution," as the case may be.

Every bill and joint resolution appropriating money, which has been favorably reported by another committee, shall be recommitted to the Committee on Finance for revision.

#### INTRODUCTION OF BILLS AND JOINT RESOLUTION

Senator Ryan introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred:

To the Committee on Banks,

Senate Bill No. 1, An act relating to Circulation of False Rumors Concerning Banks.

Senator Emery introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred:

To the Committee on the Judiciary,

Senate Bill No. 2, An act in amendment of Chapter 268, Section 12 of the Public Laws, providing for Payment of Agents of the Bank Commissioner by the State.

Senator Ryan introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred:

To the Committee on the Judiciary,

Senate Bill No. 3, An act Providing for Assistance to the Aged.

Senator Ryan, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred:

To the Committee on the Judiciary,

Senate Bill No. 4, An act relating to Incurable Scholars.

Senator Ryan introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred:

To the Committee on the Judiciary,

Senate Bill No. 5, An act relating to the Commitment of Minors under the age of Seventeen to the Industrial School.

Senator Ryan introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred:

To the Committee on Public Health,

Senate Bill No. 6, An act relating to School Physicians.

Senator Ryan introduced the following Senate Joint Resolution, which was read a first time.

On motion of Senator Brackett, the rules were suspended and the following Senate Joint Resolution was read a second time by caption, laid upon the table to be printed and referred:

To the Committee on Public Health,

Senate Joint Resolution No. 1, Joint resolution for the Appointment of a Commission to Investigate the Cancer Situation in this State, and the Matter of Rendering State Aid to Residents suffering from said Disease.

#### HOUSE MESSAGE

*Mr. President:*

The House of Representatives has voted to adopt the following resolution in the adoption of which it asks the concurrence of the Honorable Senate:

*Resolved*, that the Committee on Rules with such members as the Senate may join, be a Committee on Joint Rules of the House of Representatives and the Senate.

On motion of Senator Brackett, the Senate voted to concur with the House of Representatives in the passage of the foregoing concurrent resolution. The message further stated that

The House of Representatives had concurred with the Honorable Senate in the adoption of the following concurrent resolution.

*Resolved*, by the Senate, the House of Representatives concurring that the joint rules of the last session of the Legislature be the joint rules of this session until otherwise ordered.

On motion of Senator Brackett, the Senate adjourned.

## AFTERNOON

The following message was received from the House of Representatives by its Clerk:

## HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following resolution in the passage of which it asks the concurrence of the Honorable Senate.

*Resolved,* By the House of Representatives, the Senate concurring, that a committee of three on the part of the House and two on the part of the Senate, be appointed to make the necessary assignment of rooms for the presiding officers and committees of the House and Senate and to report said assignments to the House and Senate as early as possible.

The Speaker named as such committee on the part of the House, Messrs. Carter of Nashua, Dickinson of Swanzey and Blandin of Bath.

On motion of Senator Hart the Senate concurred.

The President named as members of such committee on the part of the Senate, Senators Hart and Fernald of District No. 21.

On motion of Senator Fernald of District No. 21, the Senate adjourned.

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WEDNESDAY, JANUARY 14, 1931.

The Senate met according to adjournment.

## LEAVE OF ABSENCE

Senator Lee was granted leave of absence for the day on account of important business.

## INTRODUCTION OF BILLS

Senator Fernald of District No. 21 introduced the following entitled bills, which were read a first and second time, laid upon the table to be printed and referred



To the Committee on Revision of Laws.

Senate Bill No. 7, An Act in amendment of Chapter 38 of the Public Laws, Relating to County Commissioners.

Senate Bill No. 8, An Act amending Chapter 324 of the Public Laws, Relating to Sheriffs.

Senator Colbath introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred

To the Committee on Military Affairs and Soldiers' Home.

Senate Bill No. 9, An Act in amendment of Chapter 12 of the Public Laws Relating to the New Hampshire Soldiers' Home.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE

MR. PRESIDENT:

The House of Representatives has passed the following entitled bill and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 4, An act amending the charter of the city of Concord.

House Joint Resolution No. 5. Joint resolution in commendation of the American Legislators Association.

#### READ AND REFERRED

The following entitled bill sent up from the House of Representatives was read a first and second time and referred

To the Committee on the Judiciary.

House Bill No. 4, An Act amending the Charter of the City of Concord.

On motion of Senator George, the rules were suspended, reference to committee dispensed with and the foregoing entitled bill read a third time and passed.

On motion of Senator Fernald of District No. 21, the rules were suspended and the following joint resolution sent up

from the House of Representatives was read a first and second time by caption and referred

To the Committee on the Judiciary.

House Joint Resolution No. 5, Joint Resolution in Commendation of the American Legislators Association.

On motion of Senator Brackett the following resolution was adopted:

*Resolved*, That the rules be suspended and all business in order for two o'clock this afternoon be made in order at the present time.

On motion of Senator Fernald of District No. 21, the Senate adjourned.

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THURSDAY, JANUARY 15, 1931.

The Senate met according to adjournment.

#### LEAVE OF ABSENCE

Senators Lee and Barry were granted leave of absence for the day on account of important business.

#### COMMITTEE REPORT

Senator Hart, of District No. 4, for the Committee to whom was referred the assignment of rooms to the President, the standing committees of the Senate and joint standing committees of the Senate and House reported with the following resolution:

*Resolved*, That the assignment of rooms to the several committees of the Senate and the joint standing committees of the Senate and House be as follows:

Agriculture—Room 120, Department of Agriculture.

Banks—Room 140, Bank Commission.

Claims and Incorporations—Room 154, Law Enforcement.

Education—Room 300, Patriot Building, Board of Education.

Elections—Room 156.

Finance—Room 105, State Treasurer's Office.



Fisheries and Game—Room 12, Evans Building, 23 School Street.

Forestry—Room 304, Patriot Building, Forestry Department.

Insurance—State Library.

Judiciary—Room 153, Attorney General.

Labor—State Library.

Liquor Laws—State Library.

Military Affairs and Soldiers' Home—Room 102, Adjutant General's Office.

Public Health—Room 107, Board of Health.

Public Improvements—Room 127, G. A. R. Headquarters.

Railroads—Room 145, Labor Commission.

Revision of Laws—Room 145, Labor Commission.

Roads, Bridges and Canals—State Library.

State Hospital and Laconia State School—Room 133, Charities and Correction.

State Prison and Industrial School—Room 133, Charities and Correction.

Towns and Counties—Room 153, Attorney General.

University of New Hampshire and Normal Schools—Room 133, Charities and Correction.

Ways and Means—Room 133, Charities and Correction.

Joint Rules—Room 122, Superintendent of State House.

Engrossed Bills—Office of Secretary of State.

State House and State House Yard—Room 122, Superintendent of State House.

State Library—State Library.

On motion of Senator Hart, the following resolution was adopted:

*Resolved*, That the President be authorized to appoint a standing committee consisting of five members to be known as the Committee on Coastwise Improvements.

Pursuant to the above resolution the President appointed as members of such committee, Senators Little, Ryan, Blake, Hart and Robinson.

On motion of Senator Ryan, the following resolution was adopted:

*Resolved*, That the President of the Senate be and hereby is directed to obtain from the Honorable Justices of the Supreme Court their opinions upon the following question:

Do the provisions of Senate Bill No. 3 violate any of the provisions of our State Constitution?

On motion of Senator Brackett, the following resolution was adopted:

*Resolved*, That the rules be suspended and all business in order for two o'clock this afternoon be made in order at the present time.

On motion of Senator Fernald of District No. 21, the following resolution was adopted:

*Resolved*, That when the Senate adjourns this morning, it adjourn to meet tomorrow morning at 9 o'clock, and when it adjourns Friday morning, it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Ferguson, the Senate adjourned.

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FRIDAY, JANUARY 16, 1931.

The Senate met according to adjournment.

Senator George having assumed the chair, read the following communication:

Keene, N. H., January 16, 1931.

*Senator George:*

Please preside for me at today's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, JANUARY 19, 1931.

The Senate met according to adjournment.

Senator Ryan having assumed the chair, read the following communication:

Keene, N. H., January 19, 1931.

*Senator Ryan:*

Please preside for me at tonight's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator Ryan declared the Senate adjourned.

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TUESDAY, JANUARY 20, 1931.

The Senate met according to adjournment.

#### LEAVE OF ABSENCE

Senator Farmer was granted leave of absence for the day on account of important business.

#### HOUSE MESSAGE

The following message was received from the House of Representatives by its Clerk.

MR. PRESIDENT:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 5, An Act authorizing the enlargement and extension of the system of water works in the City of Concord and ratifying certain acts to that end.

House Bill No. 7, An Act to authorize the City of Concord to issue Water Works Bonds.

#### READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on the Judiciary.

House Bill No. 5, An Act authorizing the enlargement and extension of the system of water works in the City of Concord and ratifying certain Water Works Bonds.

Senator George moved that the rules be suspended, reference to committee dispensed with, and the bill be placed upon its third reading and final passage at the present time.

(Discussion ensued)

On a *viva voce* vote the affirmative prevailed and the motion was adopted, and the foregoing entitled bill was read a third time and passed.

To the Committee on the Judiciary,

House Bill No. 7, An Act to Authorize the City of Concord to issue Water Works Bonds.

On motion of Senator George the rules were suspended, reference to Committee dispensed with and the foregoing entitled bill read a third time and passed.

#### INTRODUCTION OF BILLS

Senator Hart introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred

To the Committee on Public Health,

Senate Bill No. 10, An Act providing for the Mental Examination of Persons Charged with Certain Crimes.

Senator Carroll introduced the following entitled bills which were read a first and second time, laid upon the table to be printed and referred

To the Committee on Revision of Laws,

Senate Bill No. 11, An Act to amend Chapter 242 of the Session Laws of 1907 entitled "An Act to Incorporate the Laconia Home for the Aged."

Senate Bill No. 13, An Act in amendment of Section 17 of Chapter 241, of the Laws of 1893, as amended by Chapter 316 of the Laws of 1917, and Chapter 271 of the Laws of 1921, relating to the City of Laconia.

Senate Bill No. 15, An Act repealing so much of Chapter 148 of the Session Laws of 1913 entitled, "An Act to unify the laws relating to the establishment of police commis-

sions," as applies to the City of Laconia in the County of Belknap and State of New Hampshire.

#### TO THE COMMITTEE ON THE JUDICIARY

Senate Bill No. 12, An Act relating to the Operation of Motor Vehicles while under the Influence of Liquor.

Senate Bill No. 14, An Act to Abolish the Board of Public Works in the City of Laconia.

#### TO THE COMMITTEE ON BANKS

Senate Bill No. 16, An Act in amendment of Chapter 269, Section 15 of the Public Laws, relating to Rate of Interest on small Loans.

Senator Sheehan introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred

To the Committee on the Judiciary,

Senate Bill No. 17, An Act relating to the Salary of the Clerk of the Manchester Municipal Court.

Senator Ryan introduced the following entitled bills which were read a first and second time, laid upon the table to be printed and referred

To the Committee on the Judiciary,

Senate Bill No. 18, An Act in amendment of Chapter 9 of the Public Laws relating to the purchasing agent.

Senate Bill No. 19, An Act relating to the Transmission of Electric Power beyond the limits of the State.

Senate Bill No. 20, An Act relating to the employment of Married Women by the State.

Senator Colbath introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred

To the Committee on Revision of Laws,

Senate Bill No. 21, An Act relating to the Employment of Aliens by the State.

Senator George introduced the following Senate Joint Resolution:

Senate Joint Resolution No. 2, Joint resolution relating to the Recodification of the Fish and Game Laws.

On motion of Senator Fernald of District No. 21 the foregoing Joint Resolution was read a first and second time by caption, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Senator Carroll offered the following resolution:

*Resolved*, That the Honorable President of the Senate confer with the Speaker of the House and His Excellency the Governor in regard to an adjournment of the Legislature not later than the week of February 15th.

(Discussion ensued)

On motion of Senator Hart the resolution was laid on the table.

Senator Carroll offered the following resolution:

*Resolved*, That the Honorable President of the Senate consider the advisability of having a Chaplain to offer prayers in the Senate.

(Discussion ensued)

On motion of Senator Hart the resolution was laid on the table.

On motion of Senator Colbath, the Senate adjourned.

#### AFTERNOON

The report of the State Police Commission was presented through its Chairman John P. Carleton.

*To the Honorable Senate and House of Representatives:*

This Commission was appointed by His Excellency, Ex-Governor Tobey and his Honorable Council to make a study of a State system of police protection and render a report thereon to the present session of the Legislature. Pursuant to said authority, the Commission has investigated the question and hereby respectfully tenders its report.

The duty placed upon the Commission has been conceived by its members to comprise a study of the desirability, and of the form of organization of a co-ordinated State-wide police force under the direction and control of a



central authority. In this connection it was felt that the inquiry primarily should relate to the necessity of further police protection in the rural communities. Your Commission is of the opinion that the cities of New Hampshire are adequately and efficiently policed by their local organizations.

#### THE NATURE OF PRESENT RURAL POLICE PROTECTION

Taking the State as a whole, the small towns and outlying districts are dependent for general police protection solely upon two groups of officials, the County Sheriff and the Town Constable. These are ancient offices, ante-dating even our present form of Republican Government, but they have shown surprising vitality in the face of the profound social and economic changes that have taken place, and although their existence has continued from before the reign of Henry the II until the present time, they have not proved adaptable to the problems which arise in present day society.

Formerly when crime was largely localized, these officials were able to cope with the situation effectively. The local officer was familiar with conditions in his district and with probable law-breakers. Transportation was slow and even after the coming of the railroad, the avenues of escape could fairly promptly be closed, but today with the development of a net-work of improved highways, and the universal use of the automobile, a problem of law enforcement and criminal apprehension has been created for which the established system of local protection has proved inadequate. A criminal may come from a distant Town or City, commit a depredation, and by the use of the automobile, be out of the jurisdiction before the local officer can even be notified.

The office of sheriff and constable, appear by their nature to be unfitted for the present problem. Both are elective offices. This means recurrent changes in personnel, possible political influences and not infrequently the selection of incumbents untrained for these special duties. The deputy,

appointed by the sheriff, is unlikely to be better qualified than his superior.

The Constable receives no, or at most a nominal compensation; his attention to police duties is secondary to his trade or business and he cannot be expected to carry on regular patrols unless he is created a full-time officer. The sheriff in his turn, derives his greatest source of income from the service of process and the execution of the decrees of the Court. Co-operation between Town Officers and the County law officials, is difficult for there exists no centralized direction and control. Not only is there no administrative head but responsibility is divided, each officer being responsible to himself alone. Such expedients as have been devised to bring about prompt and co-ordinated effort, have behind them no statutory authority nor any permanent or uniform policy and without such authority and an administrative head, empowered to direct the efforts of local officials, the system has broken down.

There are at the present time certain State agencies to which are delegated the duty of enforcing specific laws, such as Motor Vehicle Department, Law Enforcement Department in charge of the state liquor law, the Department of Fish and Game, the Department of Weights and Measures, but the duties of these departments are limited and their agents act without authority outside their respective specialized fields. We have a group of officials, therefore, supposedly working toward the same end, law enforcement, but owing to the history behind the creation of their various duties, and the statutes limiting their power, effective co-operation is necessarily non-existent.

In 1925 the Crime Commission rendered a report to the Legislature in which was presented a careful study of the extent of police protection afforded the citizens of the State as a whole. The results of its study are presented concisely in tabular form. In the tables, the towns and cities having organized police are represented and those having less than four full-time officers are considered partially policed. The summary of their study is as follows:



<i>Area</i>	<i>Population</i>	<i>Assessed Valuation</i>
Police.....	242,708	\$332,289,101
Partial Police.....	44,455	51,485,924
No Police.....	155,920	213,260,609
Entire State.....	443,082	597,035,634

This study reveals that over 35% of the population and assessed valuation in the State has no organized police protection. Further data contained in the Crime Commission Report support its general conclusions as to the need of the rural communities for greater police protection. They have not been reproduced in this report as the Crime Commission report is on file with the Secretary of State, but a study of the facts and statistics contained therein is recommended. The figures furnished by the Crime Commission are pertinent today, there having been no substantial change in the amount of unpoliced areas since the figures were compiled.

It is common knowledge that depredations on fruit-growers, cattle-raisers and poultry farms and on isolated filling stations and vacant summer homes are becoming increasingly frequent and that in practically every instance the automobile provides a convenient agent for the escape of the criminal. It seems unnecessary to argue the lack of sufficient and effective co-ordinated police protection in the rural districts.

#### EXPERIENCE OF OTHER STATES

This problem is not unique to New Hampshire. Other states have had it presented and those that have succeeded in solving it most satisfactorily have done so by means of the institution of some species of a State Police, that is, a centralized organization with full police powers, state-wide in scope. Some States, such as Massachusetts, have approached the problem first by organizing a State Detective Bureau, relatively small, designed primarily for criminal investigations. Maine, Maryland, and Connecticut have enlarged the authority of an existing force with limited

powers, in each instance the motor vehicle patrol. Pennsylvania and New Jersey on the other hand have met the question squarely by instituting at the outset a State Police body of broad authority. In every instance, with the exception of Colorado, where the State Police became an issue in a political campaign, the State Police organizations have been retained, enlarged in scope, and eventually established as a separate and independent department of the State Government. In Maine, for example, an attempt was made to enlarge the powers of the road patrol under the Motor Vehicle Commissioner. The authority under which this action took place proved invalid but the public demand for the continuation of unified State police protection was so insistent that at the next session of the Legislature a separate Department was created for this purpose under the Secretary of State.

Experience has been that any adaption of the sheriff and constable system by reason of its elective feature, its lack of centralized control, its changing personnel, the secondary feature of criminal law enforcement, is doomed to failure. New conditions of society have demanded a radical change from accepted methods. Centralization of control, mobility, independence, constant availability, and active co-operation all demand a full-time force organized under a central authority. All police administrators recognize the quieting effect upon crime of a system of regular patrols, and only with an adequate full-time force can such patrol work be accomplished.

The experience of New Hampshire with its archaic system of local policing, its duplication of functions, its conflict of authority, and the resultant lack of co-operation between enforcement agencies, both state and local, illustrates the fundamental weaknesses of the old scheme. The time for a modernization of our local policing methods is long since due. New Hampshire can benefit by the work of experimentation conducted on this problem by many of its sister States, and the record of these States demonstrates that only by the formation of a State Police can the elements

necessary to meet the present rural crime problem be furnished.

Your Commission, therefore, recommends that the present Legislature provide for the establishment of a State Force with full police powers, charged with the enforcement of all criminal laws.

#### ORGANIZATION

The State Police should constitute a separate and independent department in the State Government and under it should be concentrated all existing enforcement agencies that practicably can. Otherwise duplication of effort, increased overhead and conflict of authority result.

Those States which have had the greatest success in State Police administration have divorced the force from political influence so far as possible and centralized authority in the administrative head of the force, making him responsible only to the executive head of the State Government. We recommend the formation of a department of State Police under the direction and control of a superintendent, the latter to be appointed by the Governor and Council for the term of five years and removable by them only after notice and hearing. All appointments in the department, including those of deputies, should be made by the superintendent and subject to removal by him.

A consolidation of certain existing law enforcement agencies will, it is believed, result in economy and efficiency. There are at present under the supervision of the Motor Vehicle Commissioner twenty-two (22) motorcycle officers, exclusive of those inspectors whose duties are confined to inspection and investigation. The duties of these motorcycle officers are expressly limited to the enforcement of laws relating to motor vehicles and we have a ridiculous situation existing where a member of the road patrol has no authority, beyond that of a private citizen, to arrest when he observes a law-breaker violating some statute not directly connected with the motor vehicle law. The Motor Vehicle Department was organized originally as a licensing and regis-

tration department and its present activity as an enforcement agency was never contemplated by the Legislature which created the department. Under the provision of the statute, whereby examiners appointed by the Commissioner are given police power over the operation of motor vehicles, certain of these examiners have been delegated especially to enforcement work, and these form the present motorcycle corps. This broad application of the statute has furnished in the absence of other methods a control over the misuse of automobiles on our highways, but the existence of this situation is the work of necessity. It cannot be linked up with a consistent attempt to solve the general problem of law enforcement brought on by changing conditions.

The motor vehicle department is the largest licensing and registration bureau in the State Government and as a revenue collecting agency turned over to the State Treasurer during the fiscal year ending 1930, nearly \$5,000,000. The imposition on this busy department of extensive police functions creates a task which the department is neither designed or equipped to handle.

We are not of the opinion that delegating of full police power to the present motor vehicle corps, will provide an answer to the problem for the evidence seems to indicate that at least the present number is required for the efficient enforcement of the motor vehicle law alone, though it is believed that certain allied police functions could be carried on without impairment of the effectiveness of the corps. The increase in authority and the consolidation under one head with other enforcement officers is a step toward uniform and co-ordinated State Police protection.

The Law Enforcement Department has the power to enforce all laws relating to intoxicating liquor and authority to make arrests for violations thereof, but beyond this limited field the department agents have no greater authority than the ordinary private citizen. If one of these agents is in pursuit of an automobile in which he believes intoxicating liquor is being illegally transported and finds that there

is no liquor in the car, yet even though the car is unregistered and the driver operating the car recklessly or without a license, the liquor agent can only refer the matter to a motor vehicle officer. It would seem on principles of reason and economy that the enforcement of the liquor law should be combined with enforcement of other criminal statutes and that the present Law Enforcement Department could be abolished and its duties transferred to the Department of State Police. With this consolidation the duties of Law Enforcement Commissioner and State Liquor agent can be performed by the Superintendent of the State Police or by a deputy under his supervision.

The Department of Weights and Measures has general supervision over and regulation of all weighing and measuring devices in the State and three inspectors are appointed to enforce the law relating thereto. Here again we believe that the duties of these agents should be transferred to the central law enforcement department and the present duties of the Commissioner of Weights and Measures delegated to a deputy under the Superintendent of the State Police. Common sense and principles of economy both would seem to dictate this change. The elimination of a department means reduced overhead and the duties of the inspectors could be performed by the State Police in the course of their regular patrols and during the winter months when the supervision of traffic makes less demand upon their time.

The Fish and Game Department, the wardens and deputy wardens of which have the power to enforce the laws relating to fish and game and to make arrests for violations thereof, stands in a somewhat different light than the two departments discussed above.

The nature of the wardens' duties and the locality of their activities appear to require a special force assigned for this purpose. This commission fears that placing the entire responsibility for the enforcement of these laws on the State Police would constitute a serious drain on the effectiveness of the force. Such duties would lead them frequently to uninhabited sections of the State where there is small likeli-



hood of other crimes being committed and where a trooper would be completely out of touch with the central office. Availability at all times is one of the most important advantages of a State Force and the responsibility of patrolling the woods and streams would mitigate against its efficiency. However, co-operation between fish and game officers and the State Police organization should exist at all times and there will unquestionably be cases in which the State Police organization will be of invaluable aid in the enforcement of the law and the apprehension of its violators.

The proposed consolidations will make available for state police purposes funds now being expended annually for limited police protection and which would be sufficient to provide a real nucleus in the organization of the state force. An increase above the number of troopers thus provided for would, however, be necessary to insure an adequate and effective force. This Commission is of the opinion that at its inception the State Police Department should consist of the Superintendent, a deputy appointed by him, a clerk of the bureau of criminal records and identification, sufficient clerical assistance and two troops of twenty-five men each, including the proper officers.

The necessity of absolute independence of the force from interference by other departments and agencies cannot be overemphasized. All responsibility for the administration of the department should reside in the superintendent and he should be responsible for its efficient and proper management to the Governor and Council alone. Division of responsibility and the influence of outside authorities would be fatal to the success of the force. We recommend that the Superintendent have charge of the appointment and dismissal of his deputy, assistants and troopers without confirmation by any authority and the right to determine their qualifications. Further he should have the authority to issue rules and regulations and to assign the various duties to those constituting his organization, including his deputy. Thus it will be seen that the selection of a competent and trained man as an administrative head of the department is

vital. This fact the Legislature must take into account in fixing the compensation of the Superintendent.

#### STATE DETECTIVE BUREAU

With the establishment of a State Police force, the necessity for and the proper functions of a State Detective Bureau cannot be determined, for certain of the functions which such a bureau acting unassisted would perform will be done by the force. That there is need of some such organization is manifest. Here the Attorney General, the present head of all law enforcement, has at his command no one to make special investigations in criminal matters. It has thus become necessary to employ private detective agencies both by the State and by the Counties which are similarly handicapped, and the funds thus expended could better be devoted to the expenses of a State Bureau. In other jurisdictions the investigation of crimes has been successfully undertaken by the State Police. Certain men in the force will show a particular aptitude for work of this character. We believe that the organization of such a Bureau is a matter logically connected with the functions of the State Police and that a separate department is a duplication in part and needless. This plan has worked out well in the State of New Jersey.

We recommend that the Superintendent of the State Police be authorized, if in his opinion the detective work of the State Police so demands, to create a State Detective Bureau, which shall maintain facilities for the detection of crime in the State.

#### BUREAU OF RECORDS AND IDENTIFICATIONS

At the present time there exists no central bureau for the filing of criminal records and it is a practical impossibility to secure any statistics pertaining to crimes committed in the State outside the cities with organized police forces. Such records are essential to efficient police administration and comprise an important feature in criminal apprehension. Likewise there are no facilities for the taking, and filing of

identification records and this also is well recognized as being essential in the thorough enforcement of criminal law.

This Commission, therefore, recommends that within the department of State Police there be set up a bureau of criminal records and identification under the supervision of a clerk of the bureau, who should be a man having special knowledge of criminal statistics and of taking, classifying and filing of fingerprints and other methods of identification. This Bureau and the State Detective office, if established, would naturally fall under one head, as the work is closely allied. The Bureau should receive duplicates of the records of all revolver purchases and revolver permits issued within the State. All police officers and officials having the custody of documents and records relating to criminal offences should be required to forward to the Superintendent of the State Police such copies thereof as he may require.

#### ACTIVITIES OF THE STATE POLICE IN LABOR DISPUTES

One phase of State Police work on which there exists much difference of opinion is the extent to which the force should intervene in strikes and riots. Due to the apprehension that the appearance of a uniformed force may inflame the strikers into provocative acts and precipitate a conflict, various checks have been devised although in each State reliance upon the State Police at some stage is considered desirable. Circumstances may arise when the local police are unable to handle a situation and the only assistance that can be obtained is by the appointment of special deputy sheriffs or by calling out the militia. In either case a force untrained for strike duty is placed in authority. The Massachusetts provision which requires that the State Police Force "shall not be used or called upon for service in any industrial dispute unless actual violence has occurred, and then only upon order of the Governor," furnishes in the opinion of this Commission an admirable preventive of hasty intervention. Thus instead of being compelled in an emergency to call upon the militia, which lacks training and experience for this work, the Governor and Council would



have at their command a competent and adequate force upon which to rely in a crisis.

#### RELATIONS WITH OTHER ENFORCEMENT OFFICERS

It should be clearly understood that the State Police Department would in no way perform the present functions of the County Sheriff in the service of process and the like in civil actions. Its concern would be criminal matters alone and its activity would not be a substitute for but an addition to that now carried on by present officials with police power. The State Police would not act within the limits of a city having a regular established force, except in hot pursuit of a criminal or upon request of the local chief.

Despite frequent apprehensions to the contrary it has been found in other States that no friction or jealousy has developed between the State Force and the local officers but ready co-operation on both sides. The effect of a centralized office has tended to co-ordinate and simplify the activities of all enforcement officers in the State.

#### PROBABLE COST

The consolidation of departments recommended holds a strong argument on grounds of economy as well as efficiency. Funds now expended for law enforcement of a limited character will thereby be made available for state police purposes.

The State Treasurer's report for the fiscal year ending June 30, 1930 discloses that the appropriations for the Department of Weights and Measures and the Law Enforcement Department were \$15,775 and \$19,250 respectively. This Commission has ascertained that the average annual cost of each patrolman in the Motor Vehicle Department is \$3,000 and that it is proposed to add four men to the force making a total of \$78,000. Thus the State would have \$113,025 which could be devoted to the maintenance of a State Police force without any additional cost. By appropriating sufficient additional funds merely to take care of the Superintendent's salary, general office expense, and orig-

inal capital outlay, a force of thirty-seven or thirty-eight men could be set up.

Your Commission feels, however, that in order to provide for efficient service at least fifty troopers should be provided. These on the same basis of figuring would require \$150,000 per year. The salary of the Superintendent and the general office overhead should not exceed \$10,000. In other States most of the clerical work is taken care of by its troopers. It has been estimated that the force would require forty motorcycles and cars, probably Fords and the initial cost of these has been assumed to be \$15,000. Some allowance must be made for expense of training the members of the force. Considering that use be made of the state armories for this purpose, a figure of \$10,000 should be sufficient and provide a surplus to take care of unanticipated capital outlay. The figure of \$3,000 covers the compensation of the trooper, his gun, uniforms for the year, cost of maintenance and use of his motorcycle or car and depreciation on the same. On this basis the total expense of the department for the year of installation would be \$185,000 and in view of the fact that the training expense would be largely eliminated the second year, and that the capital expenditure for motorcycles and cars would not reoccur, owing to depreciation being figured in the \$3,000 item, the annual expense after the first year would be reduced \$15,000 to \$25,000.

As above stated the present amount expended is \$113,025. Deducting this sum from the anticipated total expense of \$185,000 makes an increased expenditure of \$71,975. It should be borne in mind that the first year's cost is the heaviest and that a number of factors will enter to reduce this amount. Considerable sums are now expended by the state and county for private detective services, special investigations, finger print and gun experts and by the towns for special police protection. These will in part be dispensed with. A fair proportion of the fees and expenses of sheriffs and their deputies under the item of State vs. Payroll in the County Report will be eliminated. Based upon the experience of other States a large amount of stolen goods will be

recovered by the State Police. The value of such recoveries in such States frequently has exceeded the total appropriation for the department.

It thus appears that a State Police Force of sufficient numbers to be effective can be organized at no great increase in expense to the State. We are of the opinion that its institution is the only satisfactory method of filling the unquestioned need of the rural communities for further police protection.

#### STATE POLICE COMMISSION

January 16, 1931.

JOHN P. CARLETON, *Chairman*  
RICHARD M. O'DOWD  
JAMES C. FARMER  
IRVING A. HINKLEY  
GEORGE M. PUTNAM

Report accepted.

#### INTRODUCTION OF BILLS

Senator Hubbard introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred:

To the Committee on the Judiciary,

Senate Bill No. 22, An Act relating to the Outer doors of Churches, Schoolhouses, and other Buildings used for Public Gatherings.

Senator Hart introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred:

To the Committee on the Judiciary,

Senate Bill No. 23, An Act relating to the Conveying of Certain Land and Water in the Town of Wolfeboro to that town.

Senator Ferguson introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred:

To the Committee on the Judiciary,

Senate Bill No. 24, An Act to Create a State Board of Accountancy, and Amending Chapter 270 of the Public Laws.

Senator Barry introduced the following entitled bills which were read a first and second time, laid upon the table to be printed and referred:

To the Committee on Banks,

Senate Bill No. 25, An Act relating to Legal Investments for Savings Banks and Trust Companies.

To the Committee on Public Improvements,

Senate Bill No. 26, An Act authorizing and ordering the State Highway Department to build and maintain by itself and its Employees all State Roads and Highways.

Senator Little introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred:

To the Committee on Public Improvements,

Senate Bill No. 27, An Act to Provide for the Employment of Residents of the State on Public Works.

Senator Ryan introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred:

To the Committee on Public Improvements,

Senate Bill No. 28, An Act in amendment of Chapter 84 of the Public Laws relating to State and State Aided Highways.

On motion of Senator Gerlach the Senate adjourned.

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WEDNESDAY, JANUARY 21, 1931.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Lee was granted leave of absence for the day on account of important business.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 4, An act amending the charter of the city of Concord.

House Bill No. 5, An act authorizing the Enlargement and Extension of the System of Water Works in the City of Concord and Ratifying certain acts to that end.

House Bill No. 7, An act to Authorize the City of Concord to Issue Water Works Bonds.

(Recess)

On motion of Senator Brackett, the rules were suspended and all business in order for two o'clock this afternoon was made in order at the present time.

On motion of Senator Emery the Senate adjourned.

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THURSDAY, JANUARY 22, 1931.

The Senate met according to adjournment.

#### LEAVE OF ABSENCE

Senators Lee and Farmer were granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

MR. PRESIDENT:—

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 14, An act to establish a new apportionment for the assessment of public taxes.

House Bill No. 32, An act relating to the Governor's Staff.

#### READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Ways and Means,

House Bill No. 14, An Act to establish a new Apportionment for the Assessment of Public Taxes.

To the Committee on Military Affairs and Soldiers' Home.

House Bill No. 32, An act relating to the Governor's Staff.

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

MR. PRESIDENT:

The House of Representatives has passed the following entitled bill in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 210, An Act providing Temporary Emergency Aid for Dependent Mothers and Children.

#### READ AND REFERRED

The following entitled bill sent up from the House of Representatives was read a first and second time and referred:

To the Committee on Finance,

House Bill No. 210, An Act providing Temporary Emergency Aid for Dependent Mothers and Children.

Senator Hart moved that the rules be suspended, reference to committee dispensed with and the bill be placed on its third reading and final passage at the present time.

(Discussion Ensued)

On a *viva voce* vote the affirmative prevailed and the bill was read a third time and passed.

#### COMMITTEE REPORTS

Senator Eaton for the Committee on Fisheries and Game, to whom was referred:

Senate Joint Resolution No. 2, Joint resolution for the Recodification of the Fish and Game Laws, having considered the same, reported the same with the following amendment and recommended that the joint resolution as amended ought to pass.

Amend said joint resolution by striking out the words and



figures "Two Thousand Dollars (\$2000)" in the fourteenth line and inserting in place thereof the words and figures "One Thousand Dollars (\$1000)"; so that the joint resolution as amended shall read:

That the Governor, with the advice of the Council, shall, as soon as may be, appoint a commission of five persons who shall serve without compensation and whose duty it shall be to make as extensive a study as possible of the most approved and successful policies for the maintenance and increase of fish and game resources, to revise, codify and amend, in accordance therewith, the public laws of this State now in force, including those passed at the present session of the legislature, relating to fish and game, and to make a report of their findings for submission to the next legislature. Before making its final report said Commission shall hold two or more public hearings at such place or places as it may designate.

The Governor, with the advice of the Council, shall have authority to fill any vacancies occurring in said commission. No member of said commission shall be connected with or employed by the State Fish and Game Department. The expenses of said commission, not exceeding One Thousand Dollars (\$1000) shall be charged to and paid out of the Fish and Game Fund.

The Report was accepted, amendment adopted and the joint resolution as amended ordered to a third reading this afternoon at two o'clock.

Senator Ferguson for the Committee on the Judiciary, to whom was referred:

House Joint Resolution No. 5, Joint resolution in commendation of the American Legislators' Association, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the Committee adopted.

The Committee on the Judiciary offered the following concurrent resolution and moved its adoption.

## CONCURRENT RESOLUTION

*Now, therefore, be it hereby resolved by the Senate, the House of Representatives concurring:* That the organization of the American Legislators' Association and of the Interstate Legislative Reference Bureau are hereby commended as legitimate and constructive efforts to assist the legislatures of the various States in the efficient performance of their work.

The concurrent resolution was adopted and sent to the House of Representatives for concurrence.

On motion of Senator Brackett the rules were suspended and all business in order for two o'clock this afternoon was made in order at the present time.

On motion of Senator Fernald of District No. 21, the rules were suspended and the following joint resolution was read by caption and passed.

Senate Joint Resolution No. 2, Joint resolution relating to the Recodification of the Fish and Game Laws.

On motion of Senator Fernald of District No. 21, the following resolution was adopted:

*Resolved,* That when the Senate adjourns this morning, it adjourn to meet tomorrow morning at 9 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Ryan the Senate adjourned.

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FRIDAY, JANUARY 23, 1931.

The Senate met according to adjournment.

Senator George having assumed the chair, read the following communication:

Concord, N. H., January 23, 1931.

*Senator George:*

Please preside for me at to-day's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator George declared the Senate adjourned.



MONDAY, JANUARY 26, 1931.

The Senate met according to adjournment.

Senator Colbath having assumed the chair, read the following communication:

Concord, N. H., January 26, 1931.

*Senator Colbath:*

Please preside for me at tonight's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator Colbath, declared the Senate adjourned.

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TUESDAY, JANUARY 27, 1931.

The Senate met according to adjournment.

#### LEAVE OF ABSENCE

Senators Farmer and Sheehan were granted leave of absence for the day on account of illness.

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 6, An act uniting Bristol Union School District Number 2 and the Bristol Town School District.

House Bill No. 9, An act relating to the County Convention of Sullivan County.

House Bill No. 41, An act relating to Bonds of County Officers.

House Bill No. 43, An act to Authorize the School District of the Town of Marlborough to Extend its limits of Bonded Indebtedness

## READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on the Judiciary,

House Bill No. 9, An act relating to the County Convention of Sullivan County.

House Bill No. 41, An act relating to Bonds of County Officers.

House Bill No. 43, An act to Authorize the School District of the Town of Marlborough to Extend its Limit of Bonded Indebtedness.

To the Committee on Education,

House Bill No. 6, An act uniting Bristol Union School District Number 2 and the Bristol Town School District.

## COMMITTEE REPORTS

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill.

House Bill No. 210, An act providing Temporary Emergency Aid for Dependent Mothers and Children.

## INTRODUCTION OF BILLS

Senator Fernald of District No. 21, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of Laws,

Senate Bill No. 29, An act amending Chapter 258 of the Public Laws Entitled "Motor Vehicles Carrying Passengers for Hire."

Senator Carroll, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of Laws,

Senate Bill No. 30, An act establishing Commission Districts in the County of Belknap.

On motion of Senator Hart the following resolution was adopted:

*Resolved*, that when the Senate adjourns, it be to meet at three o'clock instead of two o'clock in the afternoon until otherwise ordered by the Senate.

On motion of Senator Colbath the Senate adjourned

## AFTERNOON

(Senator Appleton in the Chair)

### INTRODUCTION OF BILLS

Senator George, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Fisheries and Game,

Senate Bill No. 31, An act relating to Taking Aureolus or Golden Trout.

Senator George, under suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Fisheries and Game,

Senate Bill No. 32, An act to Regulate the Manner of Taking Deer.

Senator George, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Fisheries and Game,

Senate Bill No. 33, An act regulating the number of Lake Trout to be taken through the ice.

On motion of Senator Ferguson, the Senate adjourned.

WEDNESDAY, JANUARY 28, 1931.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Farmer was granted leave of absence for the day on account of illness.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

*Mr. President:*

The House of Representatives has voted to concur with the Honorable Senate in its adoption of the following concurrent resolution.

*Now, therefore,* be it hereby Resolved by the Senate, the House of Representatives concurring: That the organization of the American Legislators' Association and of the Interstate Legislative Reference Bureau are hereby commended as legitimate and constructive efforts to assist the legislatures of the various States in the efficient performance of their work.

COMMITTEE REPORTS

Senator Ferguson, for the Committee on the Judiciary to whom was referred

Senate Bill No. 12, An act Relating to the Operation of Motor Vehicles while under the Influence of Liquor, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

The question being stated.

Shall the bill be read a third time?

(Discussion ensued)

On a *viva voce* vote the affirmative prevailed.

Senator Sheehan demanded a roll call.

The following named Senators voted in the affirmative. Senators Ryan, Colbath, Eaton, Hart, Ferguson, Carroll, Gerlach, Robinson, Appleton, Blake, Barry, Freese, George,

Emery, Lee, Martel, Hubbard, Fernald of District No. 21, Fernald of District No. 22, Little and Brackett.

The following named Senator voted in the negative. Senator Sheehan.

Twenty-one Senators having voted in the affirmative and one Senator having voted in the negative, the affirmative prevailed and the bill was ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

Senate Bill No. 14, An act to abolish the Board of Public Works in the City of Laconia, having considered the same, reported the same with the following resolution.

*Resolved*, that it is inexpedient to legislate.

The report was accepted, and the resolution of the Committee adopted.

#### INTRODUCTION OF BILL AND JOINT RESOLUTION

Senator George, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following Senate Joint Resolution which was read a first time.

Senate Joint Resolution No. 3, Joint resolution for the Recodification and Simplification of the Fish and Game Laws.

On motion of Senator Brackett, the rules were suspended, and the Joint Resolution was read a second time by caption only, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Senator George, under suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Senate Bill No. 34, An act providing for a Personnel Board for the Selection of Fish and Game Wardens.

On motion of Senator Brackett the rules were suspended

and all business in order for three o'clock this afternoon was made in order at the present time.

The following entitled bill was read a third time and passed.

Senate Bill No. 12, An act relating to the Operation of Motor Vehicles while under the Influence of Liquor.

On motion of Senator Ferguson the Senate adjourned.

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THURSDAY, JANUARY 29, 1931.

The Senate met according to adjournment.

#### LEAVE OF ABSENCE

Senator Hubbard was granted leave of absence for the day on account of illness.

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills and Joint Resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 24, An act relative to discharge from National Guard.

House Bill No. 33, An act relative to licenses for the purchase of Milk and Cream for Resale or Manufacture.

House Bill No. 151, An act to amend the Charter of the First Baptist Society in the town of Hudson.

House Joint Resolution No. 24, Joint resolution for re-survey of Southern New Hampshire by the U. S. Geological Survey.

#### READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on Military Affairs,



House Bill No. 24, An act relative to Discharge from National Guard.

To the Committee on Agriculture,

House Bill No. 33, An act relative to Licenses for the Purchase of Milk and Cream for Resale or Manufacture.

To the Committee on the Judiciary,

House Bill No. 151 (in new draft), An act to amend, Charter of the First Baptist Society in the town of Hudson.

On motion of Senator Fernald of District No. 21 the rules were suspended and the following joint resolution was read a first and second time by caption, and referred

To the Committee on Roads, Bridges and Canals,

House Joint Resolution No. 24, Joint resolution for Resurvey of Southern New Hampshire by the U. S. Geological Survey.

#### COMMITTEE REPORTS

Senator Appleton, for the Committee on Military Affairs and Soldiers' Home, to whom was referred

House Bill No. 32, An act relating to the Governor's Staff, having considered the same, reported the same, without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at 3 o'clock.

Senator Appleton for the Committee on Military Affairs and Soldiers' Home, to whom was referred

Senate Bill No. 9, An act in amendment of Chapter 12 of the Public Laws Relating to the New Hampshire Soldiers' Home, having considered the same, reported the same in new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, and the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Military Affairs and Soldiers' Home.

On motion of Senator Hart the rules were suspended, printing and reference to committee dispensed with and the bill, read a third time and passed.



## INTRODUCTION OF BILLS

Senator Ferguson under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Agriculture.

Senate Bill No. 35, An act relating to Destruction of Wild Flowers.

Senator Brackett, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Senate Bill No. 36, An act relating to the Taking of Brook Trout.

On motion of Senator Fernald of District No. 21, the following resolution was adopted.

*Resolved*, That all business in order for this afternoon at three o'clock be made in order at the present time.

## THIRD READINGS

The following bill was read a third time and passed.

House Bill No. 32, An act relating to the Governor's Staff.

On motion of Senator Eaton the following resolution was adopted.

*Resolved*, That when the Senate adjourns this morning it adjourn to meet Friday morning at 9:00 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Ferguson the Senate adjourned.

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FRIDAY, JANUARY 30, 1931.

The Senate met according to adjournment.

Senator George having assumed the chair, read following communication:

Concord, N. H., January 30, 1931.

SENATOR GEORGE:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES  
*President.*

There being manifestly no quorum present, Senator George declared the Senate adjourned.

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MONDAY, FEBRUARY 2, 1931.

The Senate met according to adjournment.

Senator Ferguson having assumed the chair, read the following communication:

Concord, N. H., February 2, 1931.

SENATOR FERGUSON:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES.  
*President,*

There being manifestly no quorum present, Senator Ferguson declared the Senate adjourned.

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TUESDAY, FEBRUARY 3, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 1, An act relating to State aided Highways and Increasing the Apportionment therefor.

House Bill No. 2, An act increasing the apportionment for State Maintenance of town Highways.

House Bill No. 3, An act relating to the expenditure of funds of the Highway Department.

House Bill No. 56 (in new draft), An act providing for the disposition of the property and funds of certain extinct religious societies.

House Bill No. 112, An act relating to Dairy Products.

House Bill No. 152, An act relating to voting by members and stockholders of co-operative associations.

House Bill No. 234, An act in amendment of the Charter of the Granite State Fire Insurance Company, authorizing said Company to insure against earthquakes.

#### READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Roads, Bridges and Canals,

House Bill No. 1 (in new draft), An act relating to State Aided highways and increasing the apportionment therefor.

House Bill No. 2, An act increasing the apportionment for State maintenance of town highways.

To the Committee on Public Improvements,

House Bill No. 3, An act relating to the expenditure of funds of the highways Department.

To the Committee on the Judiciary,

House Bill No. 56 (in new draft), An act providing for the disposition of the property and funds of certain extinct religious societies.

To the Committee on Agriculture,

House Bill No. 112, An act relating to dairy products.

House Bill No. 152, An act relating to voting by members and stockholders of co-operative associations.

To the Committee on Insurance,

House Bill No. 234, An act in amendment of the Charter of the Granite State Fire Insurance Company, authorizing said Company to insure against Earthquakes.

## COMMITTEE REPORTS

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

House Bill No. 9, An act relating to the County Convention of Sullivan County.

House Bill No. 43, An act to authorize the school district of the town of Marlborough to extend its limit of bonded indebtedness.

Senate Bill No. 17, An act relating to the salary of the Clerk of the Manchester Municipal Court.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on Education to whom was referred,

House Bill No. 6, An act uniting Bristol Union School District Number 2 and the Bristol Town School District, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

## BILL ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill,

House Bill No. 32, An act relating to the Governor's Staff.

## INTRODUCTION OF BILLS

Senator Colbath, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of Laws.

Senate Bill No. 37, An act establishing County Commissioner Districts in the County of Coos.

Senator Ferguson, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced

the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on the Judiciary.

Senate Bill No. 38, An act relative to the Trustees of the Protestant Episcopal Church in New Hampshire.

Senator Sheehan, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Banks.

Senate Bill No. 39, An act in amendment of Chapter 262, Section 20, entitled Investments of Savings Banks.

Senator Sheehan, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Banks.

Senate Bill No. 40, An act in amendment of Chapter 262, Section 3, entitled Investments of Savings Banks.

On motion of Senator Fernald of District No. 21, the Senate adjourned.

## AFTERNOON

(Senator Brackett in the Chair)

### THIRD READINGS

The following entitled bills were read a third time and passed.

House Bill No. 6, An act uniting Bristol Union School District Number 2 and the Bristol Town School District.

House Bill No. 9, An act relating to the County Convention of Sullivan County.

House Bill No. 43, An act to authorize the School District of the town of Marlborough to extend its limit of bonded indebtedness.

Senate Bill No. 17, An act relating to the salary of the Clerk of the Manchester Municipal Court.

On motion of Senator Ferguson, the Senate adjourned.

## WEDNESDAY, FEBRUARY 4, 1931.

The Senate met according to adjournment.

## LEAVE OF ABSENCE

Senator Barry was granted leave of absence for the day on account of illness and Senator Ryan was granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

## HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate.

House Bill No. 60, An act in amendment of the charter of Margaret Pillsbury General Hospital.

House Bill No. 61, An act relative to the use of State Armories.

House Bill No. 102, An act in relation to gifts and management of state forests and reservations.

House Bill No. 154, An act in relation to dropping inflammable material where it may cause a forest fire.

House Bill No. 178, An act relating to eminent domain proceedings for the State College and University.

House Joint Resolution No. 76, Joint resolution in favor of the New Hampshire Veteran's Association.

## READ AND REFERRED

The following bills and joint resolution sent up from the House of Representatives were read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 60, An act in amendment of the Charter of Margaret Pillsbury General Hospital.

House Bill No. 178, An act relating to eminent domain proceedings for the State College and University.



To the Committee on Military Affairs,  
House Bill No. 61, An act relative to the Use of State Armories.

To the Committee on Forestry,  
House Bill No. 102, An act in relation to Gifts and Management of State Forests and Reservations.

House Bill No. 154, An act in relation to Dropping Inflammable material where it may cause a forest fire.

On motion of Senator Fernald, the rules were suspended and the following joint resolution was read a first and second time by caption, and referred

To the Committee on Finance,  
House Joint Resolution No. 76, Joint resolution in favor of the New Hampshire Veteran's Association.

#### COMMITTEE REPORTS

Senator Farmer, for the Committee on Agriculture, to whom was referred

House Bill No. 33, An act relative to Licenses for the Purchase of milk and cream for resale or manufacture, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Farmer for the Committee on Agriculture, to whom was referred Senate Bill No. 35, An act relating to Destruction of Wild Flowers, having considered the same reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the word "or" in the third line of said section.

Further amend section 1 by adding after the word "Azalea" in the third line of said section the following: and Black Alder or Winter Berry; so that said section as amended shall read:

1. *Prohibition.* It shall be unlawful to pick or destroy wild flowers known as Lady Slippers, Mountain Laurel, Arbutus, Wild Azalea, and Black Alder or Winter Berry, on

private land without the permission of the owner, or on the highway or state or public land without the permission of the authorities.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 6, An act uniting Bristol Union School District Number 2 and the Bristol Town School District.

House Bill No. 9, An act relating to the county convention of Sullivan County.

House Bill No. 43, An act to authorize the School District of the town of Marlborough to extend its limit of bonded indebtedness.

#### INTRODUCTION OF BILLS

Senator Eaton, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 41, An act to Alleviate Unemployment by Expediting the Construction of Hydro-electric Plants.

Senator Eaton, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Senate Bill No. 42, An act to allow the taking of Bass in Partridge Lake.

Senator Fernald, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 43, An act relating to Offenses against Minors.

Senator George, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Fisheries and Game.

Senate Bill No. 44, An act relating to the Taking of Deer.

Senator Emery offered the following resolution:

*Resolved*, That the order whereby Senate Bill No. 16, An act in amendment of Chapter 269, Section 15 of the Public Laws, relating to Rate of Interest on Small Loans, was referred to the Committee on Banks, be vacated, and the bill be referred to the Committee on the Judiciary.

(Discussion ensued)

The question being stated:

Shall the resolution be adopted?

On a *viva voce* vote the affirmative prevailed.

Senator Carroll demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Eaton, Ferguson, Gerlach, Farmer, Appleton, Blake, Freese, George, Emery, Lee, Martel, Hubbard, Fernald of District No. 21, Fernald of District No. 22 and Brackett.

The following named Senators voted in the negative: Senators Colbath, Carroll, Robinson and Little.

Fifteen Senators having voted in the affirmative and four Senators having voted in the negative, the affirmative prevailed and the resolution was adopted.

On motion of Senator Fernald of District No. 21, the following resolution was adopted.

*Resolved*, That all business in order for this afternoon at three o'clock be made in order at the present time.

#### THIRD READINGS

The following entitled bills were read a third time and passed.

House Bill No. 33, An act relative to Licenses for the purchase of Milk and Cream for Resale or Manufacture.

Senate Bill No. 35, An act relating to Destruction of Wild Flowers.

On motion of Senator Robinson the Senate adjourned.

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THURSDAY, FEBRUARY 5, 1931.

The Senate met according to adjournment.

#### LEAVES OF ABSENCE

Senators Farmer and Ryan were granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills and Joint Resolution in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 18, An act regarding the powers and duties of the Trustees of trust funds in the city of Concord.

House Bill No. 22, An act amending Chapter 187 of the Public Laws and appropriating money for diseases of animals.

House Bill No. 205, An act amending the charter of the city of Concord.

House Bill No. 244, An act relating to school committee of the City of Manchester.

House Joint Resolution No. 77, Joint resolution in favor of the New Hampshire Sanatorium.

The Message further stated that the House of Representatives had passed the following concurrent resolution in the passage of which it asked the concurrence of the Honorable Senate.

Relative to the Importation of Lumber, Pulpwood and Pulp  
from Soviet Russia.

WHEREAS a condition of extraordinary economic depression exists in the country at the present time, and

WHEREAS such depression is seriously affecting lumbering, logging, pulpwood and pulp business in New Hampshire, and

WHEREAS such depression in said lines is due to a great extent to the immense importation of said products from Soviet Russia, entry thereof being free of duty, and

WHEREAS said lumber, pulpwood and pulp are being sold and delivered in and about New England at lower prices than the same kind of products can be produced by American labor, due to lack of duty thereon, and the forced conditions under which said products are alleged to be cut and manufactured, and said selling of goods under existing conditions amounts to unfair competition, and

WHEREAS in consequence of the lack of duty and the unfair competition, and cheap labor conditions existing in Soviet Russia, 350,000 cords were shipped into this country in 1930, and it is estimated that at least 600,000 cords will be shipped into this country during the year 1931 if present conditions are allowed to exist, and

WHEREAS in consequence thereof and thereby, lumber, logging, pulpwood and pulp operations have been practically discontinued in this state, resulting in the closing of mills, throwing thousands of American laborers out of employment, causing many to become public charges, and

WHEREAS in justice to the American manufacturers, workingmen, and others interested in said lines of business prompt action is necessary to save the above industry from ruin, and

WHEREAS it seems fitting and proper that the aid of our representatives in Congress be enlisted in saving said industries from what has become a serious situation.

*Be it resolved by the House of Representatives the Senate Concurring:*

1. That the Honorable Senators and Members of the House of Representatives, representing the State of New Hampshire in Congress, be and hereby are requested to make every possible effort to bring about an embargo, or have a substantial duty placed against the goods above described now being imported in immense quantities from Soviet Russia, so that the farmers, lumbermen, logging operators, and pulp manufacturers may be placed in a position where they can continue to do business, and thus enable the thousands now out of employment, owing to the serious situation, to again have an opportunity to work.

2. *Resolved Further*, that a copy of this resolution be forwarded immediately upon its passage to the Honorable George H. Moses, and Honorable Henry W. Keyes, United States Senators at Washington, D. C., and to the Honorable Edward H. Wason, and Honorable Fletcher Hale, members of the House of Representatives at Washington, D. C.

On motion of Senator Fernald of District No. 21, the Senate concurred with the House of Representatives in the passage of the foregoing concurrent resolution.

#### READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred.

To the Committee on the Judiciary,

House Bill No. 18, An act regarding the powers and duties of the trustees of trust funds of the City of Concord.

House Bill No. 205, An act amending the Charter of the City of Concord.

House Bill No. 244, An act relating to School Committee of the City of Manchester.

To the Committee on Agriculture,

House Bill No. 22, An act amending Chapter 187 of the Public Laws and appropriating money for Diseases of Animals.

On motion of Senator Fernald of District No. 21 the fol-



lowing joint resolution was read a first and second time by caption and referred

To the Committee on Finance,

House Joint Resolution No. 77, Joint resolution in favor of the New Hampshire Sanatorium.

#### COMMITTEE REPORTS

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

House Bill No. 41, An act relating to bonds of county officers, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend Section 1 of the Bill by adding in the tenth line of said Section after the word, "sheriffs," the following: and deputy sheriffs; so that said Section as amended shall read:

Payment by County. Amend Section 4, Chapter 37 of the Public Laws by adding at the end of said section the following: registers and deputy registers of deeds, registers and deputy registers of probate, solicitors, sheriffs, clerks and deputy clerks of the superior court, and commissioners appointed by the Superior Court under Section 9 of Chapter 36 of the Public Laws to perform the duties of any of said officers, so that said Sections as amended shall read as follows:

1. *Expense of Bonds.* The several counties shall pay the premiums on the bonds of their respective treasurers, registers and deputy registers of deeds, registers and deputy registers of probate, solicitors, sheriffs and deputy sheriffs, clerks and deputy clerks of the Superior Court, and commissioners appointed by the Superior Court under Section 9 of Chapter 36 of the Public Laws to perform the duties of any of said offices.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

Senate Bill No. 2, An act in amendment of Chapter 268, Section 12 of the Public Laws, providing for payment of agents of the Bank Commissioner by the State, having considered the same reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

Senate Bill No. 22, An act relating to the outer doors of churches, schoolhouses, and other buildings used for public gatherings, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Eaton, for the Committee on Fisheries and Game, to whom was referred

Senate Bill No. 31, An act relating to taking aureolus or golden trout.

Senate Bill No. 32, An act to regulate the manner of taking deer.

Senate Joint Resolution No. 3, Joint resolution for the recodification and simplification of the Fish and Game Laws.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills and joint resolution ordered to a third reading this afternoon at three o'clock.

Senator Fernald of District No. 21 for the Committee on Roads, Bridges and Canals, to whom was referred

House Bill No. 1 (in new draft), An act relating to state aided Highways and increasing the apportionment therefor

House Bill No. 2, An act increasing the apportionment for State maintenance of town highways,

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills referred to the Committee on Finance under the rules.

#### BILL ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill.

House Bill No. 33, An act relative to licenses for the purchase of milk and cream for resale or manufacture.

#### COMMITTEE REPORT

John R. McLane, Chairman of the Committee appointed to make a study and analysis of the Corporation Law submitted the following report:

*To the Honorable Senate and House of Representatives:*

The undersigned duly appointed under the provisions of Chapter 278, Laws of 1929 to make a study and analysis of the Corporation Law submit herewith the following report and recommendations.

The general Corporation Law now on the statute books goes back to the revised statutes of 1842, and while it has been amended from time to time to bring it into harmony with present day economic views, it still contains in its restrictive sections not a few evidences of the early distrust of the corporate method of transacting business. In so far as these restrictions seem to have outlived their usefulness and tend to hinder legitimate corporate activity, we have recommended their repeal. These recommendations apply specifically to limitations upon the amount of property which may be held by a corporation and to the prohibition against soliciting proxies.

In Laws of 1919, Ch. 92, the Business Corporation Law was enacted, and this has provided for corporations organized since that date and for those older ones which have qualified under its provisions, a flexible system of corporate organization which has given in general satisfactory results. It was not designed for the purpose nor has it had the effect of attracting out-of-state enterprises to incorporate in this

state, and this committee does not believe it dignified or wise for New Hampshire to attempt to enter into a competition of this nature. The proper object to be sought in our opinion is to provide our own business enterprises with an inexpensive flexible corporate method of doing business with due safeguards for the rights of creditors and stockholders.

Acting upon this principle we have not proposed any drastic changes in the present law. We do submit the following recommendations in order somewhat to clarify and simplify it. A short comment is made explanatory of each recommendation and bills are attached which would carry these recommendations into effect.

Amend Section 6, Chapter 223, Public Laws by adding after the words "may change its name" in line 3, the words "increase or decrease its capital stock," and by adding after the word "purpose" in line 5 the word "and."

*Comment.* This right is given in Sec. 7, Ch. 227 but it is not clear that it is necessary to record a certified copy of the vote in such cases in the office of the Secretary of State and in the office of the Town or City Clerk.

Repeal Sec. 7, Ch. 223, limiting amount of property to \$500,000.

*Comment.* This seems an unnecessary restriction on legitimate corporate enterprise.

Amend Sec. 3, Ch. 225, by striking out the whole thereof and substituting the following:

"The corporate name must end with the abbreviation "Inc." or must include the word "corporation" or "incorporated" or may include the word "Company" or the abbreviation "Co." if that word or abbreviation is not immediately preceded by the word "and" or the abbreviation "&". The provisions of this section shall not affect the right of any corporation existing at the time this act takes effect to continue the use of its name. Subject to the above limitation any corporate name may be assumed which is not in use by any other New Hampshire corporation or any foreign corporation admitted to do business in this State, and which is not so similar thereto or to that of

any partnership or association carrying on business in this State, as to be liable to be mistaken for it; provided that such name or similar name may be adopted with the consent in writing of such existing corporation, partnership or association filed with the articles of agreement."

*Comment.* This recommendation is made in order that persons having to do with business enterprises in corporate form may learn from the corporate name the nature of its organization.

Amend Ch. 225, Sec. 10 by adding after the words "of the record" in line 5, the following "except the by-laws."

*Comment.* This recommendation is made for the sake of economy. By-laws are frequently voluminous and expensive to record and contain little except purely formal provisions. Sec. 14, Ch. 225, permits the Attorney-General in examining the record of organizations to call for such additional information as he may consider necessary. This discretion given to the Attorney-General is considered to be an adequate safeguard.

Amend Sec. 21, Ch. 225 by striking out the entire section after the words "less than ten" in line 5.

*Comment.* This recommendation is made to clarify the law. Sec-26, of the same Chapter gives adequate authority for classifying stock.

Amend Sec. 32, Ch. 225 as amended by Ch. 123 Laws of 1929 by adding the word "total" after the words "in like detail and the" in the 16th line of said section.

*Comment.* This recommendation is made to clarify the section and to give effect to the rulings and practice of the Office of the Attorney-General.

Amend Sec. 35, Ch. 225 as amended by Ch. 123 of the Laws of 1929 by striking out the words "within thirty days from the date of authorization of such additional stock."

*Comment.* This limitation upon the time for recording the affidavit gives rise to technical defects in increases of capital stock and seems unnecessary because of the provision at the end of the section which makes unlawful stock issued until the certificate shall have been filed.



Amend Sec. 42, Ch. 225 by striking out the words "within thirty days after such meeting" in line 2 of said section.

*Comment.* It is provided in Sec. 45 that no amendment shall take effect until the record shall have been deposited for record and the fee paid. This seems ample protection and will tend to eliminate technical defects.

Amend Sec. 49, Ch. 225, by striking out the same and substituting the following:

"*Form.* Each stockholder shall be entitled to a certificate of stock signed by the President and Treasurer or by such officers as the articles of incorporation or by-laws may provide, but when any such certificate is signed by a transfer agent or registrar the signature of any such corporate officer and the corporate seal, if any, upon such certificate, may be facsimiles engraved or printed."

*Comment.* This change conforms to the recommendation of the Uniform Corporation Law and gives greater flexibility in the form of certificates of stock without removing any necessary safeguards to their genuineness.

Amend Sec. 60, Ch. 225 by adding after the words "annual meeting" the following: "a special meeting in lieu of such annual meeting may be called upon such notice as may be provided in the by-laws for a special meeting."

*Comment.* This recommendation is made to obviate the expense and delay in curing a technical defect in the holding of an annual meeting.

Amend Sec. 87, Ch. 225, as amended by Ch. 84 of the Laws of 1927 by striking out the words "Between March 1 and 15 in each year," and inserting in place thereof the words "during the month of April."

*Comment.* This recommendation is made to save considerable expense attached to the present and inconsistent method of notifying corporations of a default in advance of any default.

Amend Sec. 88, Ch. 225 as amended by Ch. 84 of the Laws of 1927, by striking out the word "notification" in the 4th line of said section.



*Comment.* This amendment is made to give effect to the amendment in Sec. 87.

Amend Sec. 1, Ch. 226 by adding at the end thereof the following words "and also sections 15 to 20, inclusive."

*Comment.* This is to give effect to the next recommendation.

Amend: Ch. 226 by adding at the end thereof the following sections:

*"Voting Trusts."*

15. Two or more shareholders of any domestic corporation, may pursuant to an agreement in writing transfer their shares to any person or persons or to a corporation having authority to act as trustee for the purpose of vesting in such person or persons or corporation as trustee or trustees all voting or other rights pertaining to such shares for a period not exceeding ten years and upon the terms and conditions stated in the agreement.

16. A duplicate copy of such agreement shall be filed with the Clerk of the corporation and shall be open daily during business hours to the inspection of any shareholder or any depositor under said agreement or the attorney of any shareholder or depositor.

17. Every other shareholder may transfer his shares to the same trustee or trustees upon the terms and conditions stated in said agreement within the time stated in the agreement, or within the time fixed by the trustee or trustees, but in any event at any time within six months of filing the agreement with the Clerk of the corporation and thereupon shall be bound by all the provisions of said agreement.

18. The certificates of shares so transferred shall be surrendered and cancelled, and new certificates therefor issued to such person or persons, and such trustee or trustees, in which new certificates, it shall appear that they are issued pursuant to said agreement. In the entry of transfer on the books of the corporation it shall also be noted that the transfer is made pursuant to said agreement.

19. The trustee or trustees shall execute and deliver to the transferors, voting trust certificates. Such voting trust

certificates shall be transferable in the same manner and with the same effect as certificates of stock under provisions of Ch. 225, Section 51, 52, 53.

20. The trustee or trustees shall possess all voting and other rights pertaining to the share so transferred and registered in his or their names subject to the terms and conditions of and for the period specified in said agreement.

*Comment.* The status of voting trusts, while approved under certain circumstances in an opinion of the Supreme Court, is not clear under the common law and there is no statutory authority for such voting trusts. The recommendation adopts in substance the provisions of the Uniform Corporation Act.

Repeal Sec. 28, Ch. 227, limiting proxy voting at railroad meetings.

*Comment.* This section reflects the early distrust of corporate enterprise, is repealed so far as it concerns the Boston & Maine Railroad by a special act of the Legislature and its repeal is recommended because it is believed to be an obsolete and unnecessary restriction.

Amend Sec. 29, Ch. 227 by striking out the words "or shall directly or indirectly solicit a proxy for any other person to vote upon" in line 4 of said section.

*Comment.* This section is probably unknown to the general public, is constantly violated and is an unnecessary restriction upon the exercise of a stockholder's rights.

Repeal Sec. 20, Ch. 309, relating to jurisdiction of probate courts in cases of trusts created by written instrument.

*Comment.* This section has given rise to doubts in the minds of corporation officers, particularly in its possible application to corporate mortgages. It does not seem desirable that trustees under such mortgages should be subject to the Probate Court. The jurisdiction of the Superior Court over all trusts seems to furnish all necessary safeguards.

JOHN R. McLANE

ALLEN HOLLIS

WINTHROP WADLEIGH

## INTRODUCTION OF JOINT RESOLUTION

Senator Fernald of District No. 21, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following joint resolution which was read a first time.

Senate Joint Resolution No. 4, Joint resolution in favor of Frank F. Fernald, Senator from District No. 21.

On motion of the same Senator the joint resolution was read a second time by caption, laid upon the table to be printed and referred to the Committee on Finance.

On motion of Senator Brackett the following resolution was adopted.

*Resolved*, That all business in order for three o'clock this afternoon be made in order at the present time.

## THIRD READINGS

The following bills were read a third time and passed.

Senate Bill No. 22, An act relating to the outer doors of churches, schoolhouses, and other buildings used for public gatherings.

Senate Bill No. 31, An act relating to taking aureolus or golden trout.

Senate Bill No. 32, An act to regulate the manner of taking deer.

House Bill No. 41, An act relating to bonds of county officers.

The following House joint resolution was read a third time.

Senate Joint Resolution No. 3, Joint resolution for the Recodification and Simplification of the Fish and Game Laws.

The question being stated:

Shall the bill pass?

(Discussion ensued)

Senator Barry appealed from the decision of the President that the bill was in order for passage and demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Colbath, Eaton, Hart, Ferguson, Gerlach, Robinson, Appleton, Blake, Freese, George, Emery, Hubbard, Fernald, Little and Brackett.

The following named Senators voted in the negative: Senators Carroll, Barry and Sheehan.

Sixteen Senators having voted in the affirmative and three Senators having voted in the negative, the affirmative prevailed and the decision of the President was sustained.

The question being stated:

Shall the bill pass?

On a *viva voce* vote the affirmative prevailed and the bill passed.

On motion of Senator Emery the following resolution was adopted.

*Resolved*, THAT when the Senate adjourns this afternoon it adjourn to meet tomorrow morning at nine o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Ferguson, the Senate adjourned.

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FRIDAY, FEBRUARY 6, 1931.

The Senate met according to adjournment.

Senator George having assumed the chair, read the following communication:

Keene, N. H., February 6, 1931.

*Senator George:*

Please preside for me at today's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, FEBRUARY 9, 1931.

The Senate met according to adjournment.

Senator Eaton having assumed the chair, read the following communication:

Keene, N. H., February 9, 1931.

*Senator Eaton:*

Please preside for me at tonight's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator Eaton declared the Senate adjourned.

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TUESDAY, FEBRUARY 10, 1931.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Ryan was granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

*Mr. President:*

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 30, An act in relation to the distribution of railroad taxes.

House Bill No. 42, An act in relation to the salary of the Justice of the Municipal Court of Littleton.

House Bill No. 44, An act changing the names of Plummer and Bog ponds in the town of Sanbornton to Hermit lake.

House Bill No. 74, An act relative to penalties for violation of the Blue Sky law.

House Bill No. 89, An act relative to statements of county commissioners to the convention.

House Bill No. 107, An act in relation to the discontinuance of highways.

House Bill No. 119, An act relating to common jails and prisoners therein.

House Bill No. 162, An act relating to municipal courts.

House Bill No. 180, An act relating to annual reports of county officers.

House Bill No. 189, An act relating to the taxation of income from interest and dividends.

House Bill No. 230 (in new draft), An act relating to the incorporation of insurance companies.

House Bill No. 270, An act in amendment of the charter of the New Hampshire Fire Insurance Company, authorizing said company to insure against earthquakes.

#### READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 74, An act relative to Penalties for Violations of the Blue Sky law.

House Bill No. 107, An act in relation to the Discontinuance of Highways.

House Bill No. 119, An act relating to Common Jails and Prisoners therein.

To the Committee on Revision of Laws,

House Bill No. 30, An act in relation to the Distribution of Railroad Taxes.

House Bill No. 42, An act in relation to the Salary of the Justice of the Municipal Court of Littleton.

House Bill No. 89, An act relative to Statements of County Commissioners to the Convention.

House Bill No. 162, An act relating to Municipal Courts.

To the Committee on Fisheries and Game,

House Bill No. 44, An act changing the names of Plummer and Bog ponds in the town of Sanbornton to Hermit lake.



To the Committee on Insurance,  
House Bill No. 230 (in new draft), An act relating to the Incorporation of Insurance Companies.

House Bill No. 270, An act in amendment of the Charter of the New Hampshire Fire Insurance Company, authorizing said company to Insure Against Earthquakes.

To the Committee on Ways and Means,  
House Bill No. 189, An act relating to the Taxation of Income from Interest and Dividends.

To the Committee on Towns and Counties,  
House Bill No. 180, An act relating to Annual Reports of County Officers.

#### COMMITTEE REPORTS

Senator Ferguson for the Committee on the Judiciary to whom was referred

Senate Bill No. 24, An act to create a State Board of Accountancy and amending Chapter 270 of the Public Laws, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

Senate Bill No. 18, An act in amendment of Chapter 9 of the Public Laws relating to the Purchasing Agent, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Appleton for the Committee on Forestry, to whom was referred

House Bill No. 102, An act in relation to Gifts and Management of State Forests and Reservations.

House Bill No. 154, An act in relation to Dropping Inflammable Material where it may cause a Forest Fire.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Emery for the Committee on Public Health, to whom was referred

Senate Bill No. 10, An act providing for the Mental Examination of Persons charged with Certain Crimes, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the Committee adopted.

#### INTRODUCTION OF BILL

Senator Carroll under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 45, An act relating to Fines for Cruelty to Animals.

#### BILL RECONSIDERED

On motion of Senator Gerlach the Senate voted to reconsider the vote whereby

Senate Joint Resolution No. 3, Joint resolution for the Recodification and Simplification of the Fish and Game Laws, passed the Senate.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the foregoing joint resolution was ordered to a third reading.

On motion of the same Senator, the joint resolution was recommitted to the Committee on Fisheries and Game.

On motion of Senator Hubbard, the Senate adjourned.

## AFTERNOON

(Senator Hart in Chair)

## THIRD READINGS

The following entitled bills were read a third time and passed.

Senate Bill No. 24, An act to Create a State Board of Accountancy and amending Chapter 270 of the Public Laws.

House Bill No. 102, An act in relation to Gifts and Management of State Forests and Reservations.

House Bill No. 154, An act in relation to Dropping Inflammable material where it may cause a Forest Fire.

## INTRODUCTION OF BILL

Senator Eaton, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Senate Bill No. 46, An act to Close the North Branch of Gale River to Fishing.

On motion of Senator Emery, the Senate adjourned.

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WEDNESDAY, FEBRUARY 11, 1931.

The Senate met according to adjournment.

## LEAVE OF ABSENCE

Senator Fernald of District No. 22 was granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

## HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate.

House Bill No. 133, An act relating to the biennial report of the highway commissioner.

#### READ AND REFERRED

The following bill sent up from the House of Representatives was read a first and second time and referred to the Committee on the Judiciary, House Bill No. 133, An act relating to the biennial report of the highway commissioner.

#### COMMITTEE REPORTS

Senator Ferguson, for the Committee on the Judiciary to whom was referred:

Senate Bill No. 23, An act relating to the conveying of certain land and water in the town of Wolfeboro to that town.

Senate Bill No. 38, An act relative to the Trustees of the Protestant Episcopal Church in New Hampshire.

House Bill No. 56 (In new draft), An act providing for the disposition of the property and funds of certain extinct religious societies.

House Bill No. 60, An act in amendment of the Charter of Margaret Pillsbury General Hospital.

House Bill No. 151 (In new draft), An act to amend the charter of the First Baptist Society in the town of Hudson.

House Bill No. 178, An act relating to eminent domain proceedings for the State College and University.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Blake, for the Committee on Revision of Laws, to whom was referred:

Senate Bill No. 11, An act to amend Chapter 242 of the Session Laws of 1907, entitled: "An act to incorporate the Laconia Home for the Aged."

Senate Bill No. 30, An act establishing commission districts in the County of Belknap.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Eaton, for the Committee on Public Improvements, to whom was referred House Bill No. 3, An act relating to the expenditure of funds of the Highway Department, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill referred to the Committee on Finance under the rules.

Senator Emery, for the Committee on Public Health, to whom was referred Senate Joint Resolution No. 1, Joint resolution for the appointment of a commission to investigate the cancer situation in this state, and the matter of rendering state aid to residents suffering from said disease, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Emery, for the Committee on Public Health, to whom was referred Senate Bill No. 6, An act relating to School Physicians, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee adopted.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred House Bill No. 102, An act in relation to gifts and management of state forests and reservations, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended that the bill as amended ought to pass:

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *State Forests.* Amend section 5, chapter 192 of the Public Laws by striking out in the second line of said section.

Further amend said section 1 by striking out the word "insert" in the third line and inserting in place thereof the word, inserting.

Further amend said section 1 by striking out the thirteenth and fourteenth lines and inserting in place thereof the following:

2. *Special Fund; Use of State Forests.* Further amend said chapter 192 of the Public Laws by adding after section 5 the following new sections:

Further amend said bill by renumbering section 2 to read section 3.

The report was accepted, amendment adopted, and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills to whom was referred House Bill No. 154, An act in relation to dropping inflammable material where it may cause a forest fire, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the first three lines of said section and inserting in place thereof the following:

1. *Prohibition.* Amend chapter 191 of the Public Laws by adding after section 35 the following new section:

Amend section 2 of said bill by inserting after the word "upon" the word, its.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

On motion of Senator Brackett, the following resolution was adopted:

*Resolved,* That the rules be suspended and all business in order for three o'clock this afternoon be made in order at the present time.

#### THIRD READINGS

The following entitled bills were read a third time and passed.



Senate Bill No. 11, An act to amend chapter 242 of the Session Laws of 1907 entitled "An act to incorporate the Laconia Home for the Aged."

Senate Bill No. 30, An act establishing commission districts in the county of Belknap.

Senate Bill No. 38, An act relative to the Trustees of the Protestant Episcopal Church in New Hampshire.

Senate Bill No. 23, An act relating to the conveying of certain land and water in the town of Wolfeboro to that town.

House Bill No. 56 (In new draft), An act providing for the disposition of the property and funds of certain extinct religious societies.

House Bill No. 60, An act in amendment of the Charter of Margaret Pillsbury General Hospital.

House Bill No. 151 (In new draft), An act to amend the Charter of the first Baptist Society in the town of Hudson.

House Bill No. 178, An act relating to eminent domain proceedings for the State College and University.

#### INTRODUCTION OF BILLS

Senator Lee, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time by title, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 47, An act to establish a two-platoon system for the Fire Department of the city of Manchester.

Senator Fernald, of District No. 21, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 48, An act providing state aid for soldiers and sailors.

On motion of Senator Fernald of District No. 21, the Senate adjourned.

THURSDAY, FEBRUARY 12, 1931.

The Senate met according to adjournment.

## LEAVE OF ABSENCE

Senator Emery was granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

(Sen. Fernald, District 21, in chair)

## HOUSE MESSAGE

*Mr. President:*

The House of Representatives requests the Honorable Senate to return House Bill No. 119, An act relating to Common Jails and Prisoners therein.

On motion of Senator Hart the request was granted.

The message further stated that the House of Representatives had passed the following entitled bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate.

House Bill No. 108, An act to name a continuous route around Lake Winnepesaukee "Winnepesaukee Road."

House Bill No. 218, An act to authorize the State Highway Department to change the channel of the Ammonoosuc river in the town of Carroll.

House Bill No. 249, An act relating to closing Sunset Lake in Greenfield to all ice fishing for a term of five years.

House Joint Resolution No. 9, joint resolution in favor of George B. Moore, administrator of the estate of Frank O. Moore, for overpayment of legacy and succession tax.

House Joint Resolution No. 62, joint resolution providing for a deficiency appropriation for bounties for hedgehogs.

House Joint Resolution No. 87, joint resolution in favor of Guy S. Neal and others.

The message further stated that the House of Representatives had passed the following concurrent resolution in which it asked the concurrence of the Honorable Senate.

*Resolved*, by the House of Representatives, the Senate concurring, that Honorable Ashton Dovell, Chairman of the Virginia Sesqui-Centennial Commission, be invited to appear before the Honorable Senate and the House of Representatives on Tuesday February 17, at twelve o'clock noon, for an address upon the subject of the sesqui-centennial of the surrender of Lord Cornwallis at Yorktown; and that the Senate and the House of Representatives meet in Joint convention at that time for the purpose of hearing such address.

On motion of Senator Ferguson, the Senate concurred in the foregoing resolution.

#### READ AND REFERRED

The following entitled bills and joint resolutions sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Public Improvements,

House Bill No. 108, An act to name a continuous route around Lake Winnepesaukee "Winnepesaukee Road."

House Bill No. 218, An act to authorize the State Highway Department to change the channel of the Ammonoosuc River in the town of Carroll.

To the Committee on Fisheries and Game,

House Bill No. 249, An act relating to closing Sunset Lake in Greenfield to all ice fishing for a term of five years.

To the Committee on Finance,

House Joint Resolution No. 9, joint resolution in favor of George B. Moore, administrator of the estate of Frank O. Moore, for overpayment of legacy and succession tax.

House Joint Resolution No. 62, Joint resolution providing for a deficiency appropriation for bounties for hedgehogs.

House Joint Resolution No. 87, Joint resolution in favor of Guy S. Neal and others.

#### COMMITTEE REPORTS

Senator Ferguson for the Committee on the Judiciary, to whom was referred

House Bill No. 18, An act regarding the powers and duties of the trustees of trust funds of the city of Concord.

House Bill No. 205, An act amending the charter of the city of Concord.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Brackett, for the Committee on Finance, to whom was referred

House Bill No. 2, An act increasing the apportionment for state maintenance of town highways.

House Bill No. 3, An act relating to the expenditure of funds of the Highway Department.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Blake, for the Committee on Revision of Laws, to whom was referred

Senate Bill No. 8, An act amending Chapter 324 of the Public Laws, relating to Sheriffs.

Senate Bill No. 13, An act in amendment of Section 17 of Chapter 241 of the Laws of 1893, as amended by Chapter 316 of the Laws of 1917, and Chapter 271 of the Laws of 1921, relating to the City of Laconia.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Blake for the Committee on Revision of Laws, to whom was referred

Senate Bill No. 15, An act repealing so much of Chapter 148 of the Session Laws of 1913, "An Act to Unify the Laws relating to the Establishment of Police Commissions," as applies to the city of Laconia, in the County of Belknap and State of New Hampshire.

Having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Eaton, for the Committee on Public Improvements to whom was referred

Senate Bill No. 26, An act authorizing and ordering the State Highway Department to build and maintain by itself and its employees all state roads and highways, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted. The question being stated, Shall the resolution be adopted? With the question pending,

On motion of Senator Barry the report was laid upon the table and made a special order for Wednesday February 18 at 11:01 a.m.

Senator Eaton for the Committee on Public Improvements to whom was referred

Senate Bill No. 27, An act to provide for the employment of residents of the state on public works, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Eaton for the Committee on Public Improvements, to whom was referred

Senate Bill No. 28, An act in amendment of Chapter 84 of the Public Laws relating to state and state aided highways, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Farmer, for the Committee on Agriculture to whom was referred

House Bill No. 152, An act relating to voting by members and stockholders of co-operative associations, having considered the same reported the same without amendment and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on Engrossed Bills to whom was referred

House Bill No. 60, An act in amendment of the Charter of Margaret Pillsbury General Hospital, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out, in the second and third lines, the words "as amended by Sections 22, 23, and 24 of Chapter 60 of the Public Laws."

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 56, An act providing for the disposition of the property and funds of certain extinct religious societies.

House Bill No. 178, An act relating to eminent domain proceedings for the State College and University.

#### JOINT RESOLUTION RECONSIDERED

On motion of Senator Hubbard, the Senate voted to reconsider the vote whereby the resolution "Inexpedient to legislate" was adopted to the following joint resolution.

Senate Joint Resolution No. 1, Joint resolution for the appointment of a commission to investigate the cancer situation in this state, and the matter of rendering state aid to residents suffering from said disease.

On motion of Senator Ryan, the joint resolution was recommitted to the Committee on Public Health.



## INTRODUCTION OF BILLS

Senator Gerlach, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Public Health.

Senate Bill No. 49, An act relating to sewers in the town of New London.

On motion of the same Senator, the rules were suspended, printing and reference to committee dispensed with and the foregoing bill was placed on its third reading and final passage at the present time.

Senator Colbath, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Senate Bill No. 50, An act amending Chapter 200 of the Public Laws regarding the open season for brook trout in third Connecticut Lake and Big Millsfield Pond.

Senator Hart, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bills which was read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Senate Bill No. 51, An act relating to collection of fees for licenses to hunt and fish.

Senator Hart under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Senate Bill No. 52, An act amending Chapter 198 of the Public Laws relating to the setting of steel traps.

Senator Hart under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second

time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Senate Bill No. 53, An act relating to the taking of pick-erel.

Senator Blake under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Senate Bill No. 54, An act in amendment of Chapter 378, Section 8 of the Public Laws, relating to obstructing highways.

On motion of Senator Brackett the following resolution was adopted.

*Resolved*, that all business in order for three o'clock this afternoon be made in order at the present time.

#### THIRD READINGS

The following entitled bills were read a third time and passed:

Senate Bill No. 8, An act amending Chapter 324 of the Public Laws, relating to sheriffs.

Senate Bill No. 13, An act in amendment of Section 17 of Chapter 241, of the Laws of 1893, as amended by Chapter 316 of the Laws of 1917, and Chapter 271 of the Laws of 1921, relating to the City of Laconia.

House Bill No. 1 (In new draft), An act relating to state aided highways and increasing the apportionment therefor.

House Bill No. 2, An act increasing the apportionment for state maintenance of town highways.

House Bill No. 3, An act relating to the expenditure of funds of the highway department.

House Bill No. 18, An act regarding the powers and duties of the Trustees of trust funds of the city of Concord.

House Bill No. 152, An act relating to voting by members and stockholders of co-operative associations.

House Bill No. 205, An act amending the charter of the city of Concord.

On motion of Senator Appleton the following resolution was adopted.

*Resolved*, That when the Senate adjourns this afternoon, it adjourn to meet to-morrow morning at 9 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Ferguson the Senate adjourned.

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FRIDAY, February 13, 1931.

The Senate met according to adjournment.

Senator George having assumed the chair, read the following communication:

Concord, N. H., February 13, 1931.

*Senator George:*

Please preside for me at to-day's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator George declared the Senate adjourned.

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MONDAY, February 16, 1931.

The Senate met according to adjournment.

Senator Ryan having assumed the chair, read the following communication:

Keene, N. H., February 16, 1931.

*Senator Ryan:*

Please preside for me at tonight's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator Ryan declared the Senate adjourned.

## TUESDAY, FEBRUARY 17, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

## HOUSE MESSAGE

*Mr. President:—*

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 80, An act relating to regulation of aviation.

House Bill No. 104, An act to incorporate the Chickawolnepy Dam and Improvement Company.

House Bill No. 126, An act relating to taking deer in certain towns in Coos County.

House Bill No. 145, An act providing a fee for registering brands for bottles and other containers.

House Bill No. 155, An act in amendment of the charter of the New Hampshire Odd Fellows Home.

House Bill No. 191, An act conditionally exempting from local taxation the property of the Woman's Civic Club of Raymond.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 102, An act in relation to gifts and management of state forests and reservations.

House Bill No. 154, An act in relation to dropping inflammable material where it may cause a forest fire.

## READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred to the Committee on the Judiciary:

House Bill No. 80, An act relating to regulation of aviation.

House Bill No. 104, An act to incorporate the Chickawolnepy Dam and Improvement Company.

To the Committee on Revision of Laws:

House Bill No. 145, An act providing a fee for registering brands for bottles and other containers.

House Bill No. 155, An act in amendment of the Charter of the New Hampshire Odd Fellows Home.

House Bill No. 191, An act conditionally exempting from local taxation the property of the Woman's Civic Club of Raymond.

To the Committee on Fisheries and Game:

House Bill No. 126, An act relating to taking deer in certain towns in Coos County.

### COMMITTEE REPORTS

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

House Bill No. 74, An act relative to penalties for violations of the Blue Sky Law.

House Bill No. 107, An act in relation to the discontinuance of highways.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred Senate Bill No. 20, An act relating to the employment of married women by the state, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the Committee adopted.

### MAJORITY AND MINORITY REPORT

A majority of the Committee on the Judiciary, to whom was referred Senate Bill No. 19, An act relating to the transmission of electric power beyond the limits of the state,

having considered the same, reported the same with the following resolution:

*Resolved, That is is inexpedient to legislate.*

HAROLD H. HART,  
E. MAUDE FERGUSON,  
FRANK F. FERNALD,  
ARTHUR T. APPLETON,  
*For a majority of the Committee.*

A minority of the Committee on the Judiciary, to whom was referred Senate Bill No. 19, An act relating to the transmission of electric power beyond the limits of the state, having considered the same, reported the same without amendment and recommended its passage.

JOHN J. SHEEHAN,  
*For a minority of the Committee.*

Senator Sheehan moved that the report of the minority be substituted for that of the majority.

On motion of the same Senator, the Senate moved that the foregoing bill with the motion to substitute the report of the minority for that of the majority pending, be made a special order for Thursday, February 19, at 11:01 a.m.

Senator Eaton, for the Committee on Fisheries and Game, to whom was referred Senate Bill No. 42, An act to allow the taking of bass in Partridge Lake, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Eaton, for the Committee on Fisheries and Game, to whom was referred Senate Joint Resolution No. 3, Joint resolution for the recodification and simplification of the Fish and Game Laws, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at three o'clock.



Senator George, for the Committee on Fisheries and Game to whom was referred Senate Bill No. 34, An act providing for a personnel board for the selection of Fish and Game wardens, having considered the same, reported the same in new draft and recommended that the bill in new draft ought to pass.

The report was accepted, and the bill in its new draft ordered to a third reading at three o'clock this afternoon.

Senator Fernald, for the Committee on Roads, Bridges and Canals, to whom was referred House Joint Resolution No. 24, Joint resolution for resurvey of Southern New Hampshire by the U. S. Geological Society, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill referred to the Committee on Finance under the rules.

Senator Ferguson, for the Committee on Engrossed Bills to whom was referred House Bill No. 205. An act amending the charter of the city of Concord, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended that the bill as amended ought to pass.

Amend said bill by striking out the figure "45" in the second line of section 2 and inserting in place thereof the figure 40.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 1, An act relating to state-aided highways and increasing the apportionment therefor.

House Bill No. 2, An act increasing the apportionment for state maintenance of town highways.

House Bill No. 3, An act relating to the expenditure of funds of the highway department.

House Bill No. 18, An act regarding the powers and duties of the trustees of trust funds of the city of Concord.

House Bill No. 102, An act in relation to gifts and management of state forests and reservations.

House Bill No. 152, An act relating to voting by members and stockholders of co-operative marketing associations.

House Bill No. 154, An act in relation to dropping inflammable material where it may cause a forest fire.

#### INTRODUCTION OF BILL

Senator Ryan. under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary, Senate Bill No. 55, An act in amendment of chapter 118 of the Public Laws relating to scholars.

#### NOTICE OF RECALL

Senator Hart of District No. 4. served notice that he would on Wednesday morning February 18th. move to recall from the Governor House Bill No. 151 (In new draft). An act to amend the charter of the First Baptist Society in the town of Hudson.

On motion of Senator Brackett the Senate adjourned.

#### AFTERNOON

(Senator Fernald of District No. 22 in the Chair)

The following entitled bills were read a third time and passed.

House Bill No. 74, An act relative to penalties for violations of the Blue Sky Law.

House Bill No. 107, An act in relation to the discontinuance of Highways.

Senate Bill No. 42, An act to allow the taking of Bass in Partridge Lake.

The following entitled bill was read a third time.

Senate Bill No. 34, An Act providing for a personnel board for the Selection of Fish and Game Wardens.

The question being stated:

Shall the bill pass?

Senator Barry demanded a roll call.

The clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Colbath, Eaton, Ferguson, Farmer, Appleton, Blake, George, Emery, Hubbard, Fernald of District No. 21 and Brackett.

The following named Senators voted in the negative: Senators Ryan, Carroll, Robinson, Barry, Lee and Sheehan.

Eleven Senators having voted in the affirmative and six Senators having voted in the negative, the affirmative prevailed and the bill passed.

On motion of Senator Fernald of District No. 21, the following joint resolution was read a third time by caption and passed.

Senate Joint Resolution No. 3, Joint resolution for the Recodification and Simplification of the Fish and Game Laws.

On motion of Senator Brackett, the Senate adjourned.

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WEDNESDAY, FEBRUARY 18, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 217, An act relating to registering of trade names.

House Bill No. 203, An act relating to motor boats.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bill sent down from the Honorable Senate.

Senate Bill No. 49, An act relating to sewers in the town of New London.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the committee on Engrossed Bills to the following entitled bill.

House Bill No. 60, An act in amendment of the charter of Margaret Pillsbury General Hospital.

#### READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 203, An act relating to motor boats.

To the Committee on Revision of Laws,

House Bill No. 217, An act relating to registering of trade-names.

#### COMMITTEE REPORTS

Senator Barry, for the Committee on Finance to whom was referred

House Joint Resolution No. 77, joint resolution in favor of the New Hampshire Sanatorium.

House Joint Resolution No. 76, joint resolution in favor of the New Hampshire Veterans Association.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions ordered to a third reading this afternoon at three o'clock.

Senator Eaton, for the Committee on Public Improvements, to whom was referred

House Bill No. 108, An act to name a continuous route around Lake Winnepesaukee "Winnepesaukee Road."

House Bill No. 218, An act to authorize the State Highway Department to change the channel of the Ammonoosuc River in the town of Carroll.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Farmer, for the Committee on Agriculture, to whom was referred

House Bill No. 22, An act amending Chapter 187 of the Public Laws and appropriating money for diseases of animals, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to the Committee on Finance under the rules.

#### BILL RECALLED FROM THE GOVERNOR

On motion of Senator Hart, the following resolution was adopted.

*Resolved*, That His Excellency, the Governor, be requested to return to the Senate for further consideration the following entitled bill.

House Bill No. 151 (in new draft), An act to amend the charter of the First Baptist Society in the town of Hudson.

#### BILL RETURNED FROM THE GOVERNOR

Pursuant to the foregoing resolution, His Excellency, the Governor, returned to the Senate for further consideration the following entitled bill.

House Bill No. 151 (in new draft), An act to amend the charter of the First Baptist Society in the town of Hudson.

On motion of Senator Hart, the rules were so far suspended as to allow the reconsideration of the vote on

House Bill No. 151 (in new draft), An act to amend the charter of the First Baptist Society in the town of Hudson.

On motion of the same Senator, the vote whereby the foregoing bill passed was reconsidered.

On motion of the same Senator, the vote whereby the

foregoing bill was ordered to a third reading was reconsidered.

On motion of the same Senator, the following amendment to House Bill No. 151 (in new draft), An act to amend the charter of the First Baptist Society in the town of Hudson, was adopted, and the bill as amended ordered to a third reading this afternoon at three o'clock.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Amount of Property Authorized.* The charter of the First Baptist Society in Hudson, approved June 19, 1811, under the name of the First Baptist Society in Nottingham West as amended by chapter 190 of the Laws of 1891, is hereby amended to provide that said society may hold real and personal estate to the amount of twenty-five thousand dollars.

2. *Acts Confirmed.* All acts performed by said society under the name of the First Baptist Society in Hudson, which would have been legal for said society under the name of its incorporation, are hereby ratified and confirmed and the name of said society shall hereafter be the First Baptist Society in Hudson.

3. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Fernald of District No. 21, the rules were suspended, and the foregoing entitled bill was read a third time and passed.

#### SPECIAL ORDER

Senator Barry called for the special order it being

Senate Bill No. 26, An act authorizing and ordering the State Highway Department to build and maintain by itself and its employees all state roads and highways.

The question being stated:

Shall the resolution, Inexpedient to legislate, be adopted?

(Discussion ensued)

Senator Barry demanded a roll call.

The Clerk proceeded to call the roll.



The following named Senators voted in the affirmative: Senators Eaton, Hart, Ferguson, Gerlach, Appleton, Blake, Freese, George, Emery, Fernald of District No. 21, and Brackett.

The following named Senators voted in the negative: Senators Ryan, Colbath, Carroll, Robinson, Farmer, Barry, Lee, Sheehan, Martel, Hubbard, Fernald of District No. 22 and Little.

Eleven Senators having voted in the affirmative, and twelve Senators having voted in the negative, the negative prevailed and the resolution, Inexpedient to legislate, was not adopted.

On motion of Senator Barry, the following amendment was adopted.

Amend Section 2 of said Act by inserting at the end thereof the following words: "In the management of said Act the State Highway Department may use any city, or town, or any responsible, bona fide resident New Hampshire contractor," so that said Section as amended shall read as follows: Section 2. The State Highway Department is hereby authorized and ordered to actually build and maintain, by itself and its employees, all roads and highways over which said Department by Law has or shall have jurisdiction or control. In the management of said Act the State Highway Department may use any city, or town, or any responsible, bona fide resident New Hampshire contractor.

Senator Hart moved that the rules be suspended, and the bill be recommitted to the Committee on Public Improvements.

(Discussion ensued)

Senator Barry demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Eaton, Hart, Ferguson, Gerlach, Appleton, Blake, Freese, George, Emery, Fernald of District No. 21 and Brackett.

The following named Senators voted in the negative:

Senators Ryan, Colbath, Carroll, Robinson, Farmer, Barry, Lee, Sheehan, Martel, Hubbard, Fernald of District No. 22 and Little.

Eleven Senators having voted in the affirmative, and twelve Senators having voted in the negative, the negative prevailed, the motion to recommit to the Committee on Public Improvements was lost, and the bill was ordered to a third reading this afternoon at three o'clock.

Senator Hart moved that the bill be recommitted to a Committee of the Whole, for a public hearing Tuesday, February 24th, after the morning session.

On a *viva voce* vote the motion prevailed.

#### BILL RECALLED FROM COMMITTEE

On motion of Senator Blake, the rules were suspended, and the following entitled bill was recalled from the Committee on the Judiciary and returned to the same Senator.

Senate Bill No. 54, An act in amendment of Chapter 378, Section 8 of the Public Laws, relating to obstructing highways.

On motion of Senator Fernald of District No. 21, the Senate adjourned.

#### AFTERNOON

(Senator Emery in the Chair)

#### THIRD READING

The following entitled bills were read a third time and passed:

House Bill No. 108, An act to name a continuous route around Lake Winnepesaukee "Winnepesaukee Road."

House Bill No. 218, An act to authorize the State Highway Department to change the channel of the Ammonoosuc River in the town of Carroll.

On motion of Senator Fernald of District No. 21, the rules were suspended and the following joint resolution read a third time by caption and passed.

House Joint Resolution No. 76, Joint resolution in favor of the New Hampshire Veterans' Association.

On motion of the same Senator, the rules were again suspended and the following joint resolution read a third time by caption and passed, House Joint Resolution No. 77, Joint resolution in favor of the New Hampshire Sanatorium.

On motion of Senator Ryan the Senate adjourned.

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THURSDAY, FEBRUARY 19, 1931.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Colbath was granted leave of absence for the day on account of illness.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following bills and joint resolution in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 111, An act relating to beverages.

House Bill No. 136, An act relative to maintenance of trunk line and state aided highways by municipalities.

House Bill No. 140, An act relative to taking black bass.

House Bill No. 183, An act relating to the taking of quail.

House Bill No. 196, An act affirming the acceptance of the Federal Vocational Rehabilitation Act and appropriating money to make the same effective.

House Bill No. 232, An act relating to the taking of smelt.

House Bill No. 256, An act regulating the grading and packing of apples.

House Bill No. 259, An act relating to village district meetings.

House Joint Resolution No. 26, Joint resolution in favor of Boyd E. Mercer.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill.

House Bill No. 205, An act amending the charter of the city of Concord.

#### READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on the Judiciary,

House Bill No. 196, An act affirming the Acceptance of the Federal Vocational Rehabilitation Act and Appropriating money to make the same effective.

To the Committee on Revision of Laws,

House Bill No. 259, An act relating to village district meetings.

To the Committee on Public Improvements,

House Bill No. 136, An act relative to maintenance of trunk line and state aided highways by municipalities.

To the Committee on Agriculture,

House Bill No. 256, An act regulating the grading and packing of apples.

To the Committee on Fisheries and Game,

House Bill No. 140, An act relative to taking black bass.

House Bill No. 183, An act relating to the taking of quail.

House Bill No. 232, An act relating to the taking of smelt.

To the Committee on Public Health,

House Bill No. 111, An act relating to beverages.

To the Committee on Roads, Bridges and Canals,

House Bill No. 137, An act relating to the construction of highway bridges.

On motion of Senator Fernald of District No. 21, the rules were suspended, the joint resolution was read a first and second time by caption, and referred

To the Committee on Claims

House Joint Resolution No. 26, Joint resolution in favor of Boyd E. Mercer.

#### COMMITTEE REPORTS

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

Senate Bill No. 45, An act relating to fines for cruelty to animals.

House Bill No. 133, An act relating to the biennial report of the Highway Commissioner.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Blake, for the Committee on Revision of Laws, to whom was referred

Senate Bill No. 21, An act relating to the employment of aliens by the State.

Senate Bill No. 37, An act establishing county commissioner districts in the County of Coos.

House Bill No. 30, An act in relation to the distribution of Railroad Taxes.

House Bill No. 89, An act relative to statements of County Commissioners to the Convention.

House Bill No. 162, An act relating to Municipal Courts.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Appleton, for the Committee on Military Affairs, to whom was referred

House Bill No. 24, An act relative to discharge from National Guard, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred

House Joint Resolution No. 76, Joint resolution in favor of the New Hampshire Veterans Association, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended that the resolution as amended ought to pass.

Amend said resolution by inserting after the word "organizations" in the eleventh line the words, now in existence, situated thereon. Said appropriation, and by striking out the word "to" in the twelfth line and inserting the word, shall, so that said resolution as amended shall read as follows:

That the sum of twenty-five hundred dollars be and hereby is appropriated for the fiscal year ending June 30, 1932, and the same amount for the fiscal year ending June 30, 1933, for the purpose of paying for the upkeep and maintenance of the grounds of the New Hampshire Veterans' Association at the Weirs, and for necessary repairs on any buildings owned by the said association or controlled by any regimental Civil War organizations now in existence, situated thereon. Said appropriation for each of the fiscal years named above shall be expended by a suitable agent to be appointed by the governor and council and the governor is authorized to draw his warrant for the payment of said sums out of any money in the treasury not otherwise appropriated.

The report was accepted, amendment adopted and the joint resolution was sent to the House of Representatives for concurrence in Senate amendment.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills.

House Bill No. 60, An act in amendment of the charter of Margaret Pillsbury General Hospital.

House Bill No. 74, An act relative to penalties for violations of the Blue Sky law.



House Bill No. 107, An act in relation to the discontinuance of highways.

#### INTRODUCTION OF BILL

Senator George, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Senate Bill No. 56, An act relative to taking wild animals and game by lights.

#### SPECIAL ORDER

Senator Sheehan called for the special order, it being Senate Bill No. 19, An act relating to the transmission of electric power beyond the limits of the state.

The question being stated:

Shall the report of the minority be substituted for that of the majority?

(Discussion ensued)

Senator Sheehan demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Carroll, Barry and Sheehan.

The following named Senators voted in the negative: Senators Eaton, Hart, Ferguson, Gerlach, Robinson, Farmer, Appleton, Blake, Freese, George, Emery, Fernald of District No. 21, Fernald of District No. 22, Little and Brackett.

Three Senators having voted in the affirmative and fifteen Senators having voted in the negative, the negative prevailed and the motion to substitute was lost.

The question being stated:

Shall the resolution of the majority, "Inexpedient to legislate," be adopted?

On a *viva voce* vote the affirmative prevailed and the resolution was adopted.

On motion of Senator Brackett, the following resolution was adopted.

*Resolved*, That all business in order for this afternoon at three o'clock be made in order at the present time.

## THIRD READINGS

The following bills were read a third time and passed.

Senate Bill No. 21, An act relating to the employment of aliens by the State.

Senate Bill No. 37, An act establishing county commissioner districts in the county of Coos.

Senate Bill No. 45, An act relating to fines for cruelty to animals.

House Bill No. 24, An act relative to discharge from National Guard.

House Bill No. 30, An act in relation to the distribution of railroad taxes.

House Bill No. 89, An act relative to statements of county commissioners to the convention.

House Bill No. 133, An act relating to the biennial report of the highway commissioner.

House Bill No. 162, An act relating to municipal courts.

## INTRODUCTION OF BILL

Senator Gerlach, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 57, An act relating to Waukewan Lake in the Towns of Meredith and Center Harbor.

On motion of Senator Fernald of District No. 21 the following resolution was adopted.

*Resolved*, That when the Senate adjourns this afternoon, it adjourn to meet tomorrow morning at nine o'clock, and when it adjourns Friday morning it be to meet Monday evening at seven thirty o'clock.

On motion of the same Senator the Senate adjourned.

FRIDAY, FEBRUARY 20, 1931.

The Senate met according to adjournment.

Senator George having assumed the chair, read the following communication:

Concord, N. H., February 20, 1931.

SENATOR GEORGE:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator George declared the Senate adjourned.

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MONDAY, FEBRUARY 23, 1931.

The Senate met according to adjournment.

Senator Colbath having assumed the chair, read the following communication:

Concord, N. H., February 23, 1931.

SENATOR COLBATH:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator Colbath declared the Senate adjourned.

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TUESDAY, FEBRUARY 24, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

House Bill No. 12, An act relating to the season of brook trout.

House Bill No. 71, An act relating to ice fishing on Big Diamond pond.

House Bill No. 106, An act extending the Daniel Webster Highway.

House Bill No. 117, An act prohibiting the sale of hares and rabbits.

House Bill No. 132, An act relating to clerical assistants in the state highway department.

House Bill No. 248, An act relating to the taking of fish.

House Bill No. 254, An act relating to the taking of shad.

House Bill No. 268, An act relating to the manner of taking deer.

House Bill No. 285, An act changing the name of Union Lake in the town of Barrington to Swain's Pond.

House Joint Resolution No. 1, Joint resolution providing for the maintenance of the Sugar Loaf road bordering on Newfound Lake in the town of Alexandria.

House Joint Resolution No. 2, Joint resolution for the reconstruction of the main highway leading from the Claremont-Unity town line to Sullivan County farm in the town of Unity.

House Joint Resolution No. 6, Joint resolution for the improvement of the road from Ponemah station to Hollis Depot, so-called.

House Joint Resolution No. 7, Joint resolution for the reconditioning of a farm to market highway in the town of Barrington.

House Joint Resolution No. 8, Joint resolution for the improvement of the road leading from the village of Rumney to Stinson Lake, in the town of Rumney.

House Joint Resolution No. 12, Joint resolution for the improvement of the Province road in Gilmanton.

House Joint Resolution No. 49, Joint resolution for the permanent construction of a certain highway in the town of Weare.

House Joint Resolution No. 95, Joint resolution providing for a deficiency appropriation for the state prison.

The message further stated that the House of Representa-

tives had voted to concur with the Honorable Senate in its adoption of the amendment sent down from the Honorable Senate to the following House Bill:

House Bill No. 151, An act to amend the charter of the First Baptist Society in the town of Hudson.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Amount of Property Authorized.* The charter of the First Baptist Society in Hudson, approved June 19, 1811, under the name of the First Baptist Society in Nottingham West as amended by Chapter 190 of the Laws of 1891, is hereby amended to provide that said society may hold real and personal estate to the amount of twenty-five thousand dollars.

2. *Acts Confirmed.* All acts performed by said society under the name of the First Baptist Society in Hudson, which would have been legal for said society under the name of its incorporation, are hereby ratified and confirmed and the name of said society shall hereafter be the First Baptist Society in Hudson.

3. *Takes Effect.* This act shall take effect upon its passage.

#### READ AND REFERRED

The following bills sent up from the House of Representatives were read a third time and referred to the Committee on the Judiciary:

House Bill No. 302, An act in relation to the duties of the attendance officer in the School District of Nashua.

To the Committee on Revision of Laws, House Bill No. 132, An act relating to clerical assistants in the State Highway Department.

To the Committee on Fisheries and Game:

House Bill No. 12, An act relating to the season on brook trout.

House Bill No. 71, An act relating to ice fishing on Big Diamond pond.

House Bill No. 117, An act prohibiting the sale of hares and rabbits.

House Bill No. 248, An act relating to the taking of fish.

House Bill No. 254, An act relating to the taking of shad.

House Bill No. 268, An act relating to the manner of taking deer.

House Bill No. 285, An act changing the name of Union Lake in the town of Barrington to Swain's pond.

To the Committee on Public Improvements, House Bill No. 106, An act extending the Daniel Webster Highway.

On motion of Senator Fernald of District No. 21, the rules were suspended, and the following joint resolutions sent up from the House of Representatives were severally read a first and second time by caption and referred.

To the Committee on Public Improvements, House Joint Resolution No. 1, Joint resolution providing for the maintenance of the Sugar Loaf road bordering on Newfound lake in the town of Alexandria.

House Joint Resolution No. 2, Joint resolution for the reconstruction of the main highway leading from the Claremont-Unity town line to Sullivan County farm in the town of Unity.

House Joint Resolution No. 7, Joint resolution for the reconditioning of a farm to market highway in the town of Barrington.

House Joint Resolution No. 12, Joint resolution for the improvement of the Province road in Gilmanton.

House Joint Resolution No. 49, Joint resolution for the permanent construction of a certain highway in the town of Weare.

To the Committee on Finance, House Joint Resolution No. 95, Joint resolution providing for a deficiency appropriation for the State Prison.

To the Committee on Roads, Bridges and Canals:

House Joint Resolution No. 6, Joint resolution for the improvement of the road from Ponemah Station to Hollis Depot, so-called.

House Joint Resolution No. 8, Joint resolution for the



improvement of the road leading from the village of Rumney to Stinson lake, in the town of Rumney.

### COMMITTEE REPORTS

Senator Eaton, for the Committee on Fisheries and Game, to whom was referred:

Senate Bill No. 50, An act amending chapter 200 of the Public Laws regarding the open season for brook trout in Third Connecticut lake and Big Millsfield pond.

Senate Bill No. 51, An act relating to collection of fees for licenses to hunt and fish.

Senate Bill No. 53, An act relating to the taking of pickerel.

House Bill No. 249, An act relating to closing Sunset Lake in Greenfield to all ice fishing for a term of five years.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill, No. 24, An act relative to discharge from National Guard.

House Bill. No. 30, An act in relation to the distribution of railroad taxes.

House Bill No. 89, An act relative to statements of County Commissioners to the convention.

House Bill No. 133, An act relating to the biennial report of the Highway Commissioner.

House Bill No. 151, An act to amend the charter of the First Baptist Society in the town of Hudson.

House Bill No. 162, An act relating to Municipal Courts.

Senate Bill No. 49, An act relating to sewers in the town of New London.

House Bill No. 108, An act to name a continuous route around Lake Winnepesaukee as Winnepesaukee road.

House Bill No. 205, An act amending the charter of the city of Concord.

House Bill No. 218, An act to authorize the state highway department to change the channel of the Ammonoosuc river in the town of Carroll.

House Joint Resolution No. 77, Joint resolution in favor of the New Hampshire State Sanatorium.

E. MAUDE FERGUSON,  
*For the Committee.*

On motion of Senator Brackett, the Senate adjourned.

## AFTERNOON

### THIRD READINGS

The following entitled bills were read a third time and passed.

Senate Bill No. 50, An act amending Chapter 200 of the Public Laws regarding the open season for brook trout in Third Connecticut lake and Big Millsfield pond.

Senate Bill No. 51, An act relating to collection of fees for licenses to hunt and fish.

Senate Bill No. 53, An act relating to the taking of pickerel.

House Bill No. 249, An act relating to closing Sunset lake in Greenfield to all ice fishing for a term of five years.

Senator Carroll offered the following resolution,

*Resolved*, That the Committee on the Judiciary be instructed to report immediately on Senate Bill No. 16, An act in amendment of Chapter 269, Section 15, of the Public Laws, relating to rate of interest on small loans.

(Discussion Ensued)

The question being stated: Shall the resolution be adopted?

Senator Carroll demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative.  
Senators Ryan, Carroll, Barry, Lee and Martel.

The following named Senators voted in the negative. Senators Colbath, Eaton, Hart, Ferguson, Gerlach, Robinson, Farmer, Appleton, Blake, George, Emery, Hubbard, Fernald of District No. 21, Fernald of District No. 22, Little and Brackett.

Five Senators having voted in the affirmative and sixteen Senators having voted in the negative, the negative prevailed and the resolution was not adopted.

On motion of Senator Fernald of District No. 21, the Senate adjourned.

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WEDNESDAY, FEBRUARY 25, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

*Mr. President:*

The House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following joint resolution:

House Joint Resolution No. 76, Joint resolution in favor of the New Hampshire Veterans Association.

Amend said resolution by inserting after the word "organizations" in the eleventh line the words, now in existence, situated thereon. Said appropriation, and by striking out the word "to" in the twelfth line and inserting the word, shall, so that said resolution as amended shall read as follows:

That the sum of twenty-five hundred dollars be and hereby is appropriated for the fiscal year ending June 30, 1932, and the same amount for the fiscal year ending June 30, 1933, for the purpose of paying for the upkeep and maintenance of the grounds of the New Hampshire Veterans' Association at the Weirs, and for necessary repairs on any buildings owned by the said association or controlled by any

regimental Civil War organizations now in existence, situated thereon. Said appropriation for each of the fiscal years named above shall be expended by a suitable agent to be appointed by the Governor and Council, and the Governor is authorized to draw his warrant for the payment of said sums out of any money in the treasury not otherwise appropriated.

The message further stated that the House of Representatives had passed the following entitled bills and joint resolutions in the passage of which it asked the concurrence of the Honorable Senate:

House Bill No. 8, An act relative to the taking of brook trout from Beaver pond in Woodstock.

House Bill No. 93, An act in relation to the taking of horned pout or bull head.

House Bill No. 158, An act to limit the catch of brook trout in Robartwood lake in the town of Campton and to change the open season for the taking of horned pout from said lake.

House Joint Resolution No. 19, Joint resolution for improvement of certain road in the town of Northumberland.

House Joint Resolution No. 27, Joint resolution for the completion of the main road leading from Tamworth village to Wonolancet in the town of Tamworth.

House Joint Resolution No. 31, Joint resolution for the improvement of the West Ossipee road in the town of Madison.

House Bill No. 209 (in new draft), An act increasing the debt limit of the school district of Bethlehem.

#### READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on Fisheries and Game,

House Bill No. 8, An act relative to the taking of brook trout from Beaver Pond in Woodstock.

House Bill No. 93, An act in relation to the taking of horned pout or bull head.

House Bill No. 158, An act to limit the catch of Brook Trout in Robartwood Lake in the town of Campton and to change the open season for the taking of horned pout from said lake.

On motion of Senator Fernald the rules were suspended and the following joint resolutions were read a first and second time by caption, and referred

To the Committee on Roads, Bridges and Canals,

House Joint Resolution No. 19, Joint resolution for improvement of certain road in the town of Northumberland.

House Joint Resolution No. 27, Joint resolution for the completion of the main road leading from Tamworth village to Wonolancet in the town of Tamworth.

To the Committee on Public Improvements,

House Joint Resolution No. 31, Joint resolution for the improvement of the West Ossipee road in the town of Madison.

To the Committee on the Judiciary,

House Bill No. 209 (in new draft), An act increasing the debt limit of the school district of Bethlehem.

On motion of Senator Colbath the rules were suspended, reference to committee dispensed with, and the foregoing bill was read a third time and passed.

#### COMMITTEE REPORTS

Senator Brackett, for the Committee on Finance, to whom was referred

Senate Joint Resolution No. 4, Joint resolution in favor of Frank F. Fernald, Senator from District No. 21, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at three o'clock.

Senator Barry, for the Committee on Finance to whom was referred

House Joint Resolution No. 9, Joint resolution in favor of George B. Moore, Administrator of the estate of Frank O. Moore, for overpayment of legacy and succession tax.

House Joint Resolution No. 24, Joint resolution for re-survey of southern New Hampshire by the U. S. Geological Survey.

House Joint Resolution No. 62, Joint resolution providing for a deficiency appropriation for bounties on hedgehogs.

House Joint Resolution No. 87, Joint resolution in favor of Guy S. Neal and others.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions ordered to a third reading this afternoon at three o'clock.

Senator Farmer, for a Committee of the Whole, to whom was referred

Senate Bill No. 26, An act authorizing and ordering the State Highway Department to build and maintain by itself and its employees all state roads and highways, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend Section 4 of this act by striking out all after the words, "prior to its passage," substituting the following:

And the said Highway Department, with the consent of the Governor and Council may contract with parties outside of the State, for construction of roads and bridges, when it is evident to the officials of the State Highway Department, and the Governor and Council, that such action will be for the best interests of the State; so that Senate Bill No. 26 shall read as follows:

Sect. 1. The purpose of this Act is to insure the actual building and maintenance of State roads and highways by the State Highway Department.

Sect. 2. The State Highway Department is hereby authorized and ordered to actually build and maintain, by itself and its employees, all roads and highways over which said Department by law has or shall have jurisdiction and control. In the management of said act the State Highway Department may use any city or town or any responsible, bona fide resident New Hampshire contractor.



Sect. 3. The State Highway Department is hereby authorized to use and expend such funds as it deems necessary for the proper management of this act out of the funds by law allotted to said Department.

Sect. 4. This act shall not affect contracts made by the State Highway Department, prior to its passage, and the said Highway Department, with the consent of the Governor and Council, may contract with parties outside of the State, for construction of roads and bridges, when it is evident to the officials of the State Highway Department, and the Governor and Council, that such action will be for the best interests of the State.

Sect. 5. All acts and parts of acts inconsistent with this act are hereby repealed and this act shall take effect July 1, 1931.

The report was accepted, and the amendment adopted.

The question being stated:

Shall the bill be read a third time?

Senator Barry demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative. Senators Ryan, Colbath, Carroll, Robinson, Farmer, Blake, Barry, Lee, Sheehan, Martel, Fernald of District No. 22 and Little.

The following named Senators voted in the negative. Senators Eaton, Hart, Ferguson, Gerlach, Appleton, Freese, George, Emery, Hubbard, Fernald of District No. 21 and Brackett.

Twelve Senators having voted in the affirmative and eleven Senators having voted in the negative, thereupon the President announced his vote in the negative, the vote resulting in a tie.

Senator Barry questioned the President's right to vote and was referred to Section 12 of the rules of the Senate.

(Discussion ensued)

Senator Barry demanded a second roll call on the question.

The question being stated:

Shall the bill be read a third time?

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Colbath, Carroll, Robinson, Farmer, Blake, Lee, Sheehan, Martel, Fernald of District No. 22, and Little.

The following named Senators voted in the negative: Senators Eaton, Hart, Ferguson, Gerlach, Appleton, Barry, Freese, George, Emery, Hubbard, Fernald of District No. 21, Brackett and President Jones.

Eleven Senators having voted in the affirmative and thirteen Senators having voted in the negative, the negative prevailed and the motion was lost.

#### NOTICE OF RECONSIDERATION

Senator Barry of District No. 13, served notice that he would on Thursday, February 26, ask for a reconsideration of Senate Bill No. 26, An act authorizing and ordering the State Highway Department to build and maintain by itself and its employees all state roads and highways.

#### INTRODUCTION OF BILLS

Senator Gerlach, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 58, An act relative to General Pulaski Memorial Day.

Senator Eaton, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 59, An act in amendment of Section 23 of Chapter 25 of the Public Laws relating to Primary Elections and Nomination of Candidates.

Senator Sheehan, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced

the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of Laws.

Senate Bill No. 60, An act relating to assignments for the benefit of creditors.

On motion of Senator Brackett the following resolution was adopted.

*Resolved*, that the rules be suspended, and all business in order for three o'clock this afternoon be made in order at the present time.

#### THIRD READINGS

On motion of Senator Brackett, the rules were suspended and following joint resolution was read a third time by caption.

Senate Joint Resolution No. 4, Joint resolution in favor of Frank F. Fernald, Senator from District No. 21.

The question being stated:

Shall the joint resolution pass?

Senator Barry demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Colbath, Eaton, Hart, Ferguson, Carroll, Gerlach, Robinson, Farmer, Appleton, Blake, Freese, George, Emery, Lee, Sheehan, Martel, Hubbard, Fernald of District No. 22, Little and Brackett.

The following named Senator voted in the negative: Senator Barry.

Twenty-one Senators having voted in the affirmative and one Senator having voted in the negative, the affirmative prevailed and the joint resolution passed.

On motion of Senator Brackett, the rules were suspended and the following joint resolution was read a third time by caption and passed.

House Joint Resolution No. 9, Joint resolution in favor of George B. Moore, administrator of the estate of Frank O. Moore, for overpayment of legacy and succession tax.

On motion of Senator Fernald the rules were suspended

and the following joint resolutions were severally read a third time by caption and passed.

House Joint Resolution No. 24, Joint resolution for re-survey of southern New Hampshire by the U. S. Geological Survey.

House Joint Resolution No. 62, Joint resolution providing for a deficiency appropriation for bounties on hedgehogs.

House Joint Resolution No. 87, Joint resolution in favor of Guy S. Neal and others.

On motion of Senator Fernald of District No. 21, the Senate adjourned.

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THURSDAY, FEBRUARY 26, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 59, An act relative to the adjustment by compromise of legacy and succession taxes.

House Bill No. 81, An act relating to the abatement of state tax on account of public forest lands.

House Bill No. 86, An act relating to the taking of pickerel.

House Bill No. 113, An act relating to narcotics.

House Bill No. 120, An act relative to the penalty for incest.

House Bill No. 143, An act relating to the publication of state and provincial records.

House Bill No. 289, An act to close to fishing all tributaries of the Dead Diamond and Swift Diamond rivers located in Second Dartmouth College Grant.

House Bill No. 290, An act to close certain brooks in the towns of Errol and Dummer.

House Bill No. 297, An act relating to the issue of bonds or notes for water or sewer purposes by the town of Gorham.

House Joint Resolution No. 22, Joint resolution for the improvement of the road on the west side and north end of Newfound lake in the town of Hebron.

House Joint Resolution No. 23, Joint resolution for the improvement of the main road leading east from Hudson bridge to Windham town line in the town of Hudson.

House Joint Resolution No. 40, Joint resolution in favor of John P. Heath, administrator of the estate of Albert M. Meigs, for over payment of legacy and succession tax.

House Joint Resolution No. 102, Joint resolution to provide for printing the report of Samuel H. Mildram upon the various electric public utilities operating in the state.

The message further stated that the House of Representatives requested the Honorable Senate to return to the House for further consideration, House Joint Resolution No. 7, Joint resolution for the reconditioning of a farm to market highway in the town of Barrington.

On motion of Senator Brackett the Senate voted to comply with the request of the House of Representatives, and House Joint Resolution No. 7, Joint resolution for the reconditioning of a farm to market highway in the town of Barrington was taken from the table and returned to the House of Representatives for further consideration.

#### READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on the Judiciary,

House Bill No. 59, An act relative to the adjustment by compromise of legacy and succession taxes.

House Bill No. 120, An act relative to the penalty for incest.

House Bill No. 297, An act relating to the issue of bonds or notes for water or sewer places by the town of Gorham.

On motion of Senator Ryan, the rules were suspended,

reference to committee dispensed with, and the bill was read a third time and passed.

To the Committee on Ways and Means,

House Bill No. 81, An act relating to the abatement of state tax on account of public forest lands.

To the Committee on Fisheries and Game,

House Bill No. 86, An act relating to the taking of pickerel.

House Bill No. 289, An act to close to fishing all tributaries of the Dead Diamond and Swift Diamond rivers located in Second Dartmouth College Grant.

House Bill No. 290, An act to close certain brooks in the towns of Errol and Dummer.

To the Committee on Public Health,

House Bill No. 113, An act relating to narcotics.

To the Committee on Finance,

House Bill No. 143, An act relating to the publication of state and provincial records.

On motion of Senator Fernald the rules were suspended and the following house joint resolutions were read a first and second time by caption and referred:

To the Committee on Public Improvements,

House Joint Resolution No. 22, Joint resolution for the improvement of the road on the west side and north end of Newfound lake in the town of Hebron.

To the Committee on Roads, Bridges and Canals,

House Joint Resolution No. 23, Joint resolution for the improvement of the main road leading east from Hudson bridge to Windham town line in the town of Hudson.

To the Committee on Claims and Incorporations,

House Joint Resolution No. 40, Joint resolution in favor of John P. Heath, administrator of the estate of Albert M. Meigs, for overpayment of legacy and succession tax

To the Committee on Finance,

House Joint Resolution No. 102, Joint resolution to provide for printing the report of Samuel H. Mildram upon the various electric public utilities operating in the state.



## COMMITTEE REPORTS

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

House Bill No. 80, An act relating to regulation of aviation.

House Bill No. 104, An act to incorporate the Chickawolnepy Dam and Improvement Company.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Eaton, for the Committee on Public Improvements to whom was referred:

House Bill No. 136, An act relative to maintenance of trunk line and state aided highways by municipalities, having considered the same reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to the Committee on Finance under the rules.

Senator Appleton, for the Committee on Military Affairs, to whom was referred:

House Bill No. 61, An act relative to the use of State Armories, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

## MAJORITY AND MINORITY REPORT

A majority of the Committee on Finance to whom was referred:

House Bill No. 22, An act amending Chapter 187 of the Public Laws and appropriating money for the diseases of animals, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend section 2 of the bill by striking out in line 3 the word "three" and substituting therefor the word "four";

further amend by striking out in lines 7, 8 and 9 the words "Such notes shall mature one-half in the fiscal year 1933-1934 and one-half in the fiscal year 1934-1935," and substituting therefor the following: "\$100,000.00 of such notes shall mature in the fiscal year 1933-1934; \$100,000.00 in the fiscal year 1934-1935; \$100,000.00 in the fiscal year 1935-1936, and the balance in the fiscal year 1936-1937"; so that said section as amended shall read:

2. *Notes Authorized.* The Governor with the advice and consent of the Council is hereby authorized to borrow upon the credit of the State the sum of not exceeding four hundred thousand dollars, and for that purpose may issue notes in the name and on behalf of the State, at the lowest rate of interest obtainable, on such dates and in such form and in such denominations, and on such time within the limits herein fixed, as the Governor and Council may determine. \$100,000.00 of such notes shall mature in the fiscal year 1933-1934, \$100,000.00 in the fiscal year 1934-1935, \$100,000.00 in the fiscal year 1935-1936 and the balance in the fiscal year 1936-1937. Such notes shall be countersigned by the Governor and shall be deemed a pledge of the faith and credit of the State. The secretary of state shall keep an account of all such notes countersigned by the Governor, showing the number and amount of each bond or note, the time of countersigning, the time when payable and the date of delivery to the treasurer. The treasurer shall keep an account of each note, showing the number thereof, the name of the person to whom sold, the amount received for the same, the date of the sale, and the time when payable. The treasurer may negotiate and sell such notes by direction of the Governor and Council in such manner as they may determine to be most advantageous to the State.

CHARLES H. BRACKETT,  
JAMES H. GERLACH,  
HAROLD H. HART,  
DANA A. EMERY,

*For a Majority of the Committee.*

A minority of the Committee on Finance, to whom was referred:

House Bill No. 22, An act amending Chapter 187 of the Public Laws and appropriating money for the diseases of animals, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend Section 2 of the bill by striking out after the words "upon the credit of the state" in the second and third lines the following words, "the sum of not exceeding three hundred thousand dollars" and inserting in place thereof the following words, "the sum of not exceeding two hundred thousand dollars"; so that said section as amended shall read:

2. *Notes Authorized.* The Governor with the advice and consent of the Council is hereby authorized to borrow upon the credit of the State the sum of not exceeding two hundred thousand dollars, and for that purpose may issue notes in the name and on behalf of the State, at the lowest rate of interest obtainable, on such dates and in such form and in such denominations, and on such time within the limits herein fixed, as the Governor and Council may determine. Such notes shall mature one-half in the fiscal year 1933-1934 and one-half in the fiscal year 1934-1935. Such notes shall be countersigned by the Governor and shall be deemed a pledge of the faith and credit of the State. The secretary of state shall keep an account of all such notes countersigned by the Governor, showing the number and amount of each bond or note, the time of countersigning, the time when payable and the date of delivery to the treasurer. The treasurer shall keep an account of each note, showing the number thereof, the name of the person to whom sold, the amount received for the same, the date of the sale, and the time when payable. The treasurer may negotiate and sell such notes by direction of the Governor and Council in such manner as they may determine to be most advantageous to the State.

WILLIAM H. BARRY,  
*For a Minority of the Committee.*

Senator Barry moved that the report of the minority be substituted for that of the majority.

(Discussion ensued)

The question being stated:

Shall the report of the minority be substituted for that of the majority?

On a *viva voce* vote the negative prevailed and the motion to substitute was lost.

The question being stated:

Shall the amendment offered by a majority of the committee be adopted?

On a *viva voce* vote the amendment was adopted, and the bill was ordered to a third reading this afternoon at three o'clock.

On motion of Senator Brackett, the rules were suspended and the foregoing entitled bill was read a third time and passed.

Senator Robinson for the Committee on Towns and Counties to whom was referred:

House Bill No. 180, An act relating to annual reports of county officers, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by adding at the end thereof the following paragraph: Any official who fails to comply with the provisions of this act shall be punished by a fine of twenty-five dollars (\$25.00.); said fine to be paid to the treasurer of the county of which said officer is an official; so that said section as amended shall read:

1. *Publication.* Section 1 of Chapter 41 of the Public Laws is hereby amended by striking out at the end of said section the words "in the month of January following" and substituting therefor the following: during or before the month of February following; so that said section as amended shall read as follows: 1. *Making; Publication.* The sheriff, the jailer, the physician, the clerk of court, the solicitor, the treasurer, the county commissioners and the

superintendent of the county farm of each county shall make up their several reports to the close of December thirty-first, annually, and the same shall be printed together in pamphlet form during or before the month of February following.

Any official who fails to comply with the provisions of this act shall be punished by a fine of twenty-five dollars (\$25.00); said fine to be paid to the treasurer of the county of which said officer is an official.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred:

House Joint Resolution No. 24, Joint resolution for resurvey of southern New Hampshire by the United States Geological Survey, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended that the resolution as amended ought to pass.

Amend said resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of twenty-five thousand dollars (\$25,000) be and hereby is appropriated during the biennium ending June 30, 1933, for a resurvey of thirteen hundred and sixty square miles in southern New Hampshire by the United States Geological Survey, provided the federal government by its duly authorized agents apports a like amount to be expended for the same purpose, and the sum so appropriated by the state shall be a charge upon the highway funds.

The report was accepted, amendment adopted and the joint resolution as amended was sent to the House of Representatives for concurrence in Senate amendment.

Senator Farmer, for the Committee on Agriculture to whom was referred:

House Bill No. 256, An act regulating the grading and packing of apples, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following bills and resolution:

House Bill No. 249, An act relating to closing Sunset lake in Greenfield to all ice fishing for a term of five years.

House Joint Resolution No. 76, Joint resolution in favor of the New Hampshire Veterans' Association.

RALPH H. GEORGE,

*For the Committee.*

#### INTRODUCTION OF BILL

Senator Robinson, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of Laws.

Senate Bill No. 61, An act relating to bridges over Connecticut river.

Senator Barry moved that Senate Bill No. 26, An act authorizing and ordering the State Highway Department to build and maintain by itself and its employees all State Roads and Highways, be made a special order for next Tuesday, March 3, at 11:01 o'clock.

On motion of Senator Brackett the following resolution was adopted:

*Resolved*, That the rules be suspended, and all business in order for three o'clock this afternoon be made in order at the present time.

#### THIRD READINGS

The following bills were read a third time and passed:

House Bill No. 80, An act relating to regulation of aviation.

House Bill No. 104, An act to incorporate the Chickawolnepy Dam and Improvement Company.



House Bill No. 61, An act relative to the use of State Armories.

House Bill No. 256, An act regulating the grading and packing of apples.

House Bill No. 180, An act relating to annual reports of county officers.

On motion of Senator Hart, the following resolution was adopted:

*Resolved*, that when the Senate adjourns this afternoon it adjourns to meet tomorrow morning at nine o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Fernald of District No. 21, the Senate adjourned.

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FRIDAY, FEBRUARY 27, 1931.

The Senate met according to adjournment.

Senator George having assumed the chair, read the following communication:

Concord, N. H., February 27, 1931.

SENATOR GEORGE:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

On motion of Senator Fernald, of District No. 22, the Senate adjourned.

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MONDAY, March 2, 1931.

The Senate met according to adjournment.

Senator Fernald, of District No. 21, having assumed the chair, read the following communication:

Concord, N. H., March 2, 1931.

SENATOR FERNALD, District No. 21:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator Fernald, of District No. 21, declared the Senate adjourned.

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TUESDAY, MARCH 3, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk:

HOUSE MESSAGE

MR. PRESIDENT:

The House of Representatives has passed the following entitled bills and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 171 (In new draft and new title), An act authorizing towns to appropriate money to purchase compensation and liability insurance.

House Bill No. 257, An act relating to the duties of the Public Service Commission.

House Bill No. 281, An act relating to public hearings before the Fish and Game Advisory Board.

House Bill No. 282, An act legalizing the town meeting of the town of Holderness held Tuesday, March 11, 1930.

House Bill No. 287, An act to prohibit fishing through the ice in Northwood lake.

House Joint Resolution No. 21, Joint resolution for the improvement of the Gilmanton road leading from Alton to Gilmanton line, in the town of Alton.

House Joint Resolution No. 34, Joint resolution for completing the construction and improvement of the state aid

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road in New Hampton as established under chapter 128, laws of 1927.

House Joint Resolution No. 50, Joint resolution appropriating funds for the construction of a highway in the town of Landaff.

House Joint Resolution No. 56, Joint resolution in favor of George F. Chamberlain, of St. Johnsbury, Vermont, for damages which he received on account of collision with a state highway truck.

House Joint Resolution No. 82, Joint resolution for the improvement of certain highways in the town of New Boston.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following amendment sent down from the Honorable Senate.

House Bill No. 22, An act amending chapter 187 of the Public Laws and appropriating money for the diseases of animals.

Amend section 2 of the bill by striking out in line 3 the word "three" and substituting therefor the word "four"; further amend by striking out in lines 7, 8 and 9 the words "Such notes shall mature one-half in the fiscal year 1933-1934 and one-half in the fiscal year 1934-1935," and substituting therefor the following: \$100,000.00 of such notes shall mature in the fiscal year 1933-1934; \$100,000.00 in the fiscal year 1934-1935; \$100,000.00 in the fiscal year 1935-1936, and the balance in the fiscal year 1936-1937; so that said section as amended shall read:

2. *Notes Authorized.* The Governor with the advice and consent of the Council is hereby authorized to borrow upon the credit of the State the sum of not exceeding four hundred thousand dollars, and for that purpose may issue notes in the name and on behalf of the State, at the lowest rate of interest obtainable, on such dates and in such form and in such denominations, and on such time within the limits herein fixed, as the Governor and Council may determine. \$100,000.00 of such notes shall mature in the fiscal year

1933-1934, \$100,000.00 in the fiscal year 1934-1935, \$100,000.00 in the fiscal year 1935-1936 and the balance in the fiscal year 1936-1937. Such notes shall be countersigned by the Governor and shall be deemed a pledge of the faith and credit of the State. The secretary of state shall keep an account of all such notes countersigned by the Governor, showing the number and amount of each bond or note, the time of countersigning, the time when payable and the date of delivery to the treasurer. The treasurer shall keep an account of each note, showing the number thereof, the name of the person to whom sold, the amount received for the same, the date of the sale, and the time when payable. The treasurer may negotiate and sell such notes by direction of the Governor and Council in such manner as they may determine to be most advantageous to the State.

## READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Revision of Laws,

House Bill No. 171 (In new draft and new title), An act authorizing towns to appropriate money to purchase compensation and liability insurance.

To the Committee on the Judiciary,

House Bill No. 257, An act relating to the duties of the Public Service Commission,

House Bill No. 282, An act legalizing the town meeting of the town of Holderness held Tuesday, March 11, 1930.

On motion of Senator Hart, the rules were suspended, reference to committee dispensed with and the foregoing entitled bill was read a third time and passed.

To the Committee on Fisheries and Game,

House Bill No. 281, An act relating to public hearings before the fish and game advisory board.

House Bill No. 287, An act to prohibit fishing through the ice in Northwood lake.

On motion of Senator Fernald, of District No. 21, the

rules were suspended and the following joint resolutions were severally read a first and second time by caption and referred:

To the Committee on Public Improvements,

House Joint Resolution No. 21, Joint resolution for the improvement of the Gilmanton Road leading from Alton to Gilmanton line, in the town of Alton.

House Joint Resolution No. 34, Joint resolution for completing the construction and improvement of the state aid road in New Hampton as established under chapter 128, laws of 1927.

House Joint Resolution No. 50, Joint resolution appropriating funds for the construction of a highway in the town of Landaff.

House Joint Resolution No. 82, Joint resolution for the improvement of certain highways in the town of New Boston.

To the Committee on Claims,

House Joint Resolution No. 56, Joint resolution in favor of George F. Chamberlain, of St. Johnsbury, Vermont, for damages which he received on account of collision with a state highway truck.

Senator Ferguson, for the Committee on Engrossed Bills to whom was referred:

House Bill No. 61, An act relative to the use of state armories, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended that the bill as amended ought to pass.

Amend Section 1 of said bill by striking out the first five lines of said section and inserting in place thereof the following:

1. Amendment. Amend Chapter 124 of the Public Laws by adding after Section 101 the following new sections:

Further amend said Section 1 by striking out the figure "102" in the sixth line and inserting in place thereof the figure, "101-a."

Further amend said Section 1 by striking out the figure "103" in the seventeenth line and inserting in place thereof the figure, "101-b."

Further amend said Section 1 by striking out the figure "102" in the twenty-first line and inserting in place thereof the figure, "101-a."

Amend Section 2 of said bill by striking out the first four lines of said section and inserting in place thereof the following:

2. Amendment. Amend Section 103 of said Chapter 124, as amended by Section 1, Chapter 185 of the Laws of 1929, by striking out the whole thereof and inserting in place thereof the following:

Further amend said Section 2 by striking out the figure "105" in the fifth line and inserting in place thereof the figure, "103."

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 256, An act regulating the grading and packing of apples, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended that the bill as amended ought to pass.

Amend Section 3 of said bill by striking out the first two lines thereof and inserting in place thereof the following:

3. *Minimum Size Marked on Packages.* Amend said chapter by inserting after Section 5 of the following new section: 5-a. *Exception.*

The report was accepted, amendment adopted, and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 209, An act increasing the debt limit of the School District of Bethlehem.

House Joint Resolution No. 9, Joint resolution in favor



of George B. Moore, administrator of the estate of Frank O. Moore, for overpayment of legacy and succession tax.

House Joint Resolution No. 62, Joint resolution providing for a deficiency appropriation for bounties for hedgehogs.

House Joint Resolution No. 87, Joint resolution in favor of Guy S. Neal and others.

House Bill No. 297, An act relating to the issue of bonds or notes for water or sewer purposes by the town of Gorham.

#### SENATE

#### Opinion of the Supreme Court

The following opinion of the Supreme Court was laid before the Honorable Senate.

*To the Honorable Senate:*

The undersigned, justices of the supreme court, make this answer to the question submitted us under your resolution with reference to Senate Bill No. 3.

The bill is entitled "An act providing for assistance to the aged." A law making age the only test of relief would be void for a number of reasons.

It would violate the constitutional provision about pensions. (Constn., Pt. I, Art. 36). By the constitution, "Pensions are not to be granted except in consideration of actual service and never for more than one year at a time. A pension ordinarily suggests the idea of a bounty or reward for service rendered, but the term might include a grant which was a mere gratuity." *Opinion of the Justices*, 78 N. H. 617, 618. Clearly a grant of assistance to one merely because he had reached a certain age would be a pension as thus defined, and its constitutional invalidity cannot be doubted. *Opinion of the Justices, supra*.

Such a law would also be void under the prohibition of the constitution against taxation for private purposes. The provisions that "Every member of the community . . . is bound to contribute his share in the expense" of the public protection of the right to enjoy life, liberty and property (Constn., Pt. I, Art. 12), and that the "public charges of government" may be raised by taxation (Constn., Pt. II,

Art. 6), have always been understood to deny power to the legislature to authorize the assignment of public funds to other than public purposes. Repeated construction to such effect is to be found. *Perry v. Keene*, 56 N. H. 514, 531; *Morrison v. Manchester*, 58 N. H. 538, 550; *Bowles v. Landaff*, 59 N. H. 164, 192; *Gould v. Raymond*, 59 N. H. 260, 275, 276; *State v. Express Co.*, 60 N. H. 219, 252; *Holt v. Antrim*, 64 N. H. 284, 286; *State v. Pennoyer*, 65 N. H. 113, 115; *Canaan v. District*, 74 N. H. 517, 538; *Opinion of the Justices*, 76 N. H. 588, 591.

And the constitutional principle of equality of rights in other matters than taxation would be defined. "Under our institutions all men are viewed as equal, entitled to enjoy equal privileges, and to be governed by equal laws." *Opinions of the Justices*, 4 N. H. 565, 573. "The law cannot discriminate in favor of one person to the detriment of another." *State v. Pennoyer*, 65 N. H. 113, 114. Classification to be valid must reasonably promote some proper object of public welfare or interest and may not be sustained when the selection and grouping is so arbitrary as to serve no useful purpose of a public nature. *State v. Pennoyer*, *supra*; *State v. Griffin*, 69 N. H. 1.

But examination of the bill shows its title to be misleading. As its author says and as is clear on reading it: "No attempt is being made to create pensions in the proposed measure and the provisions of the bill do not provide that one shall be entitled to the benefits thereof based on age alone. On the contrary one is only eligible to the relief proposed when among other provisions he is unable to support himself, either in whole or in part, and has no relatives able to support him and responsible for his support under the laws . . . ; every applicant seeking relief in this form must be subject to all the provisions of Section 2 of said proposed act, thus clearly bringing him within the present pauper laws, and entitled to relief."

The validity of pauper acts has never been assailed. No bounty or reward is paid nor any gratuity given, in a constitutional sense which gives to public relief furnished under

such acts any nature or characteristics of a pension. It is true that a view may be taken that public support of paupers is gratuitous. The agencies of the state have no express constitutional duty to that end. The legislature may or may not arrange for the support as it may please and any support furnished may be limited as it may see fit. But the support of paupers has long been an accepted exercise of valid authority under the police power in promotion of the general welfare. No one would think of it as condemned by the constitution because of some theory of gratuity involved. The same argument may be applied to practically all instances of support and aid furnished in carrying out a purpose of program justified in pursuance of the police power. The legislature may pass laws "for the benefit and welfare of this state," and may impose taxes "for the protection and preservation of the subjects thereof." Constn., Pt. II, Art. 5. In the avoidance and relief of pauperism the state acts for its own benefit and welfare.

Paupers may be reasonably classified. Different groups may receive varying treatment. And the establishment of such a class as the proposed act arranges does not appear necessarily unreasonable. The prescribed age of 65 may reasonably be regarded as one when earning capacity declines and the outlook for self support becomes doubtful. And age may fairly call for some special features of treatment. Especially is the proposed limit a proper one in view of the slight difference of treatment between those thus classified and paupers in general. The age set for admission to the classification is not so arbitrary and does not establish such an arbitrary discrimination as to make it an improper adjustment in the legislative scheme of dealing with pauperism. Special provisions for dependent children (P. L., c. 109), for the feeble minded (P. L., c. 112), and for the deaf, dumb and blind (P. L., c. 115), may be cited as comparable classifications.

The question is not presented whether the proposed act would be valid if it were the only legislation in relief of

paupers. The discrimination of age as a boundary between support and no support at all of paupers might be regarded as an invasion of the doctrine of equality of rights. And classification upon the basis of age might upon this ground be held to be unreasonable.

The bill gives aged paupers no relief of substantial measure not already given paupers in general. As a pauper one may properly receive support not only in a limited way to make up for his own deficiency of support but for a limited time when temporarily deprived in part or in full of his earning capacity and ability to support himself. Relief is to be furnished a poor person in need of it while the need continues. "The policy of our law has not been such as to deprive a person of all property before he can avail himself of relief." *Moultonboro v. Tuftonboro*, 43 N. H. 316, 319. If property cannot be disposed of without the necessity of its immediate replacement to enable its owner to live, he may be entitled to relief. *Poplin v. Hawkes*, 8 N. H. 305.

The limit of \$2,000 in value of property which the bill fixes as one test of relief is not so high that it necessarily means relief to others besides paupers. One may conceivably be worth that amount and yet be so in need of care and aid for himself and his family that he cannot dispose of his property or part of it and be able to live. And authority to legislate on the subject of pauperism is not confined to provisions of assistance. Pauperism may be suppressed and prevented as well as relieved. *State v. Express Co.*, 60 N. H. 219, 257. With the safeguards in the bill of the claim for reimbursement of the support furnished and of authority to require the property to be given as security for the reimbursement, a practical arrangement in avoidance of any gratuitous or misdirected assistance is made. In some measure an avoidance of poverty in extreme degree is accomplished, and a public expense for a private purpose is not therein to be found. The principle of legislation to prevent pauperism is illustrated in the statute directing the appointment of a guardian over one

against his consent when he so squanders his estate or is so idle as to make it likely he will in time become a public charge. P. L., c. 291, ss. 4, 5.

As one of its main purposes, the implication of the bill is to provide support for aged paupers outside of poor-farms. As to paupers in general, it is not required that town paupers shall be maintained at such institutions, and town poor-farms authorized by law (P. L., c. 106, s. 2) are now nearly if not entirely a thing of the past. County paupers may be removed to the county poor-farm or any other place designated by the county commissioners. P. L., c. 197, s. 2. It is thus left to local authority to say whether or not a pauper shall be supported at a poor-farm. The bill takes away such authority in respect to aged paupers and implies that they shall not be thus maintained. The exercise of authority by the legislature as to aged paupers and its delegation to local officers as to paupers in general in this respect appears to be a reasonable incident of the classification, adapted to secure one of its objects. That aged paupers shall not be, while others may be, removed to poor-farms, does not violate the mandate of equality. It is not a favor to one class over another, but it is of public concern that the distinction should be made. The distinction is therefore a valid incidental exercise of the general authority to deal with the subject.

Whether some of the details of the bill might in their operation "reveal difficulties which are not apparent upon a consideration" of it "in the abstract" (*Opinion of the Justices*, 84 N. H.) is to be understood as a reservation. We cannot be sure that all possible questions of doubt have been given attention. But except for its invalidity on a ground remaining to be stated, the consideration given leads to the opinion that the bill meets constitutional tests.

The constitution contains this article: "In the government of this state, the three essential powers thereof, to wit, the legislative, executive, and judicial, ought to be kept as separate from, and independent of, each other, as the nature of a free government will admit, or as is consistent



with that chain of connection that binds the whole fabric in one indissoluble bond of union and amity." Constn., Pt. I, *Art.* 37.

The bill sets up the administration of the system it establishes in the probate courts. The judge is to decide upon all applications, investigating them when deemed necessary, giving hearings thereon, and making special inquiry when probable cause of improper assistance exists. He is to issue rules and regulations for the enforcement of the act and is to keep the public informed about the workings of the system. Orders for payment of assistance are to be given by him. He may seek the advice and assistance of the attorney-general or county solicitor. The register of probate, besides doing the recording work in the administration of the act, is made trustee of the property of paupers aided when the judge orders it thus transferred.

Nothing could be clearer to show the executive character of the authority the bill undertakes to assign. It transfers a part of the authority heretofore exercised by county commissioners and town and city overseers of the poor, whose status as executive officers is not open to question. It erects a structure in the well known form of a governmental agency usually designated as a commission.

Its functions are administrative. To be sure, many things to be done call for the exercise and passing of judgment, and the law ordinarily regards such things as judicial acts, but the judicial character of acts does not test the department of government to which they are assignable.

While the line of division between the departments may be difficult to draw with precision and accuracy, there is no difficulty here in assigning the bill as giving authority clearly belonging to the executive branch. Speaking broadly but definitely enough for present purposes, the judicial department is confined to courts of justice established to interpret laws and decide disputes. Judicial tribunals "decide upon the legality of claims and conduct." *Merrill v. Sherburne*, 1 N. H. 199, 204. The executive department is the active agency to carry laws into effect and enforce them.



The commission set up by the bill unquestionably belongs to it. Administration of a law is placed under its charge and committed to it. The bill proposes that a court of justice shall be a branch of the executive department of the state government, in respect to its subject-matter.

As the constitution implies, "the three essential powers" cannot be completely separated. In the nature of things there must be some overlapping. Courts may have some administrative powers and executive agencies may have some judicial powers. But such powers may be only attributes of an ancillary character to give efficiency to the activities of the department to which they are attached. The "chain of connection" is to be a chain of links and not a number of disassociated parts. It was recognized that complete rigidity of separation would impair efficiency. But no such situation is here presented. The judicial department can require no power to administer laws relating to pauperism to make its purposes effective, and such laws cannot require administration by the courts to give pauperism efficient treatment. The subject must be classed as one for executive dealing, and is not within any uncertainties of borderland boundaries.

It may be not successfully urged that the bill sets up a commission separate from a court, on the view that while the judge of a court is placed in charge of the commission, the court itself has no such charge. It is not a case of the same person having unrelated public duties, one as a judicial and one as an executive official. While a judge of probate may hold one other office of profit (Constn., Pt. II, *Art.* 94), the bill does not create a new office. It gives the probate courts additional functions and imposes on them new duties. The judge of the court is to administer the law as a part of his official duty in that capacity. His duty to enforce the law is imposed by force of his appointment and tenure as a judge, and the duty, being his as judge, belongs to the court of which he is judge. That the scheme of the bill places its execution in charge of the court rather than of individuals who happen to be its officers, is apparent. Its

general frame as well as particular provisions show this. The undertaking planned by the bill is to be carried on by the organized establishment of the court. Not only are its officers to do the work by virtue of their official positions, but they are to do it in the exercise of them. Consistently throughout the bill reference is to the judge as the one to execute the law, and not to the person who is the incumbent of the office. Certain recording and other duties are assigned the register of probate in the same manner. And compensation for their service is by increase of their salaries as officers of the court. The conclusion is that they are to execute the proposed law as such officers and not because they hold their offices. To take any other view would be to disregard the spirit of the constitution and to countenance an evasion in respect to one of its most important principles.

Cases in which questions of this nature have arisen are not of frequent occurrence. There has been but little disposition to confer executive power on the judiciary. In two cases this court has declined to exercise legislative duties sought to be assigned to it. *In re School Law Manual*, 63 N. H. 574; *In re Probate Blanks*, 72 N. H. 621. But cases too numerous to warrant citation are to be found of legislative attempts to exercise the power of the judiciary. In all instances denial of such power has been determined or advised.

In 1818 the court in *Merrill v. Sherburne*, 1 N. H. 199, 208, 209, explained the reason for the constitutional separation of powers in this paragraph: "It was well known and considered, that 'in the distinct and separate existence of the judicial power consists one main preservative of the public liberty'; that, indeed 'there is no liberty, if the power of judging be not separated from the legislative and executive powers.' In other words that 'the union of these two powers is tyranny': or, as Mr. Madison observes, may justly be 'pronounced the very definition of tyranny'; or, in the language of Mr. Jefferson, 'is precisely the definition of despotick government.'"

Since then recognition of the separation of the three de-

partments as a vital and underlying principle in our form and structure of government has been uniformly and consistently given, and the force of the principle remains to-day unimpaired.

Because the bill does not observe this principle, it is our opinion that it proposes an invalid law.

March 2, 1931

ROBERT J. PEASLEE,  
LESLIE P. SNOW,  
JOHN E. ALLEN,  
THOMAS L. MARBLE,  
OLIVER W. BRANCH.

#### INTRODUCTION OF BILLS

Senator George, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Senate Bill No. 62, An act relating to the open season on salmon.

Senator Robinson, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 63, An act to enable the town of Newport, New Hampshire to refund its indebtedness.

On motion of Senator Robinson, the rules were suspended, printing and reference to committee dispensed with, and the foregoing entitled bill was read a third time and passed.

#### SPECIAL ORDER

Senator Barry called for the special order it being,

Senate Bill No. 26, An act authorizing and ordering the State Highway Department to build and maintain by itself and its employees all state roads and highways.

The question being stated:

Shall the vote whereby the bill was ordered not to be read a third time, be reconsidered?

(Discussion ensued)

On a *viva voce* vote the negative prevailed.

Senator Barry demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative. Senators Ryan, Colbath, Carroll, Robinson, Farmer, Barry, Lee, Sheehan, Martel, Fernald of District No. 22 and Little.

The following named Senators voted in the negative. Senators Eaton, Hart, Ferguson, Gerlach, Appleton, Blake, Freese, George, Emery, Hubbard, Fernald of District No. 21, Brackett and Pres. Jones.

Eleven Senators having voted in the affirmative and thirteen Senators having voted in the negative, the negative prevailed and the motion to reconsider was lost.

The Honorable Secretary of State appeared and submitted the following report.

REPORT OF COMMISSION ON COAST EROSION  
AND MARSH DEVELOPMENT

TO THE HONORABLE SENATE AND THE HOUSE  
OF REPRESENTATIVES  
N. H. LEGISLATURE SESSION 1931

In accordance with the authority of a joint resolution of the Legislative session of 1929 the following report of the work of the Commission on Coast Erosion and Marsh Development is respectfully submitted:

MEMBERSHIP

The membership of the commission was made up by Governor Spaulding as directed by an act of the Legislature, 1927 Session, as follows: Honorable George H. Moses, Chairman; George Ashworth, Hampton, Vice Chairman; Charles Francis Adams, Hampton, Secretary; William A. Grover, C. E., Engineer, Dover; Ernest G. Cole, Hampton, Fred L. Weare, Seabrook.

## SUMMARY OF FINDINGS

An extended study of the project was made by the commission and a full report of its doings was made by the commission to the Legislature of 1929, and a concrete statement of its findings was summarized in a group of four recommendations as follows:

1. The acceptance and adoption of this report and the recommendations thereon, establishing thereby as the State's future policy the conservation and reclamation of coastal lands.

2. The continuance of the Commission with the addition thereto of the State Commissioner of Highways, with authority to employ the engineering staff of the highway department in making surveys, designs and estimates of construction, and such other work as the Commission requires.

3. That the Commission be empowered and directed to perform the following acts:

(a) To extend to the delegates of the American Shore and Beach Preservation Association, when assembled in convention at Hampton Beach in June next, an official invitation to become the guests of the State, through the Commission, and to accept officially the co-operation of the Association's scientists' expert advice in the solving of a national problem.

(b) To obtain, in behalf of the State, federal co-operation and financial aid in carrying out the recommendations requiring federal approval.

(c) To cause a comprehensive survey to be made of the marshlands locating therein the situation, length, width and construction of canals and boulevards; the area properly assigned to a State reservation; the location and area to be assigned to an air-port; the location and area of a wild game preserve.

(d) To determine the method and approximate cost of taking title in the State's name to such area as the commis-

sion recommends proper and to determine the extent and terms of reimbursement to the State along lines as follows:

For the wild game preserves: from advocates of game preserves, sportsmen's clubs and interested parties. Reimbursement to the State for the full cost thereof. For the construction cost of canal and boulevards and land costs of reservation area; the revenue from concessions and rentals within the reservations.

For the air-port, the bonds of a county air-port association, the terms, condition, etc., to be determined by the next legislature if recommended by the commission.

The report was accepted.

For the purpose of adopting and the putting into effect the recommendations of the commission, the following joint resolution was enacted by the legislature and approved by Governor Tobey, April 18, 1929.

#### CHAPTER 273

Joint resolution relating to the investigation of marsh lands in Hampton, Hampton Falls and Seabrook.

Whereas, the report of the legislative commission appointed to investigate the feasibility of improving the marsh lands of Hampton, Hampton Falls and Seabrook, under the provisions of chapter 129, Laws of 1927, has been received and accepted; and

Whereas, said report carries several recommendations that are for the vast interests of the State, therefore be it

Resolved by the Senate and House of Representatives in General Court convened:

That the recommendations of said commission be and hereby are adopted, and for the purpose of carrying out said recommendations said commission, with the addition of the state highway commissioner as a member thereof, is hereby continued.

That said commission shall make a report of its work at the next session of the legislature. The members of said commission shall serve without pay but legitimate expenses, including the entertainment of the American Shore and



Beach Preservation Association, may be incurred to an amount not exceeding the sum of five hundred dollars and the Governor is hereby authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated.

#### WORK OF 1929-30

Believing that the approval of the state, through its legislative action, in adopting the first of the foregoing recommendations laid the foundation for a permanent policy of development, the commission has limited its work during the past two years very largely to section (a) and (b) of the third recommendation, leaving for the future the consummation of the authorized work on the remaining recommendations.

The invitation of the New Hampshire members of the American Shore and Beach Preservation Association was accepted and the mid year meeting of that important national organization was held at Hampton Beach in June, 1929. That meeting produced results of the utmost value to New Hampshire, and a summary of the exercises is herewith given.

#### JUNE MEETING AMERICAN SHORE AND BEACH PRESERVATION ASSOCIATION

Monday's program opened with registration in headquarters at Hotel Ashworth, and the giving out of identifying badges. Then came the reception to Governor Tobey, with members of the association standing in line with him.

About one hundred guests shook the hands of the receiving party.

Following this, the regular morning session was opened. President Smith, who is the Chairman of the New Jersey Board of Commerce and Navigation, extended a greeting in a few, well-chosen words, and then introduced Gov. Charles W. Tobey, who was received with applause. Governor Tobey extended a warm and sincere welcome from the State of New Hampshire to these big men of science and

industry, that made the guests feel that they were truly welcome.

Governor Tobey was followed by Mr. Frederic E. Everett, highway commissioner of New Hampshire, who is also a member of the Preservation Association and the New Hampshire Legislative Commission.

President Smith responded to both in a happy manner, and then appointed the committee on resolutions and adjourned the meeting that the intermission until serving of the clam bake could be devoted to an inspection of the shore.

The big clam bake was served to 200 people in a big tent on the sands in front of the Ashworth under supervision of Mr. George Ashworth, vice chairman of the commission and the officials of the Town of Hampton and the Hampton Beach Precinct. It was pronounced the best thing in open-air shore dinners ever held on the beach.

The afternoon session at 2:00 o'clock was much more largely attended, many local people interested in the Hampton Beach project, attending. Altogether there were sixteen states and the District of Columbia represented by members of the association, all of which were on the Atlantic seaboard. Ohio, with its river problems, sent a young geologist.

The first address of this session was made by President J. Spencer Smith of New Jersey. Briefly he said:

"Our purpose, as stated in our constitution, is 'to foster that sound, far-sighted and economical development and preservation of the lands which will aid in placing their benefits within the reach of the largest number of people in accordance with the ideals of a democratic nation.'"

#### PRES. SMITH'S REFERENCE TO STATE AGENCIES

Describing the practicable solution of laying claim to land titles for the purpose of protection from erosion, President Smith continued:

"Existing State agencies can be clothed with power to set up assessment districts upon the requests of a given number of property owners, or a number of communities. The cost

of a comprehensive plan, which will be effective, covering the area in question can be ascertained and the proportion to be borne by the interested parties determined. The question can then be voted upon. The right of individuals and the communities can be equally protected under this arrangement. At the same time neither individuals nor communities will be permitted, for selfish reasons, to block the execution of a project which will conserve a natural asset."

Prof. Goldthwaite described the state historically and politically, stressing the natural apathy which most of the members of the Legislature show for the 18 miles of coast, since they represent hill and farming counties. The New Hampshire coast would go only a quarter of the distance around Lake Winnepesaukee, declared the speaker, "and is but a fraction of the length of the Connecticut river in this state. It is quite natural that you hear most about our rivers and lakes and because of the above fact it is difficult to face the representatives from the inland communities on legislation for protecting the coast line."

Professor Goldthwaite condemned the practice of permitting private individuals and building contractors to carry away truck loads of sand from the beaches which are state property.

A vivid picture of Hampton river as a navigable stream and ship haven, the marshlands as a state park, aviation base, residential, business area and the beach, itself, as a resort for thousands of vacationists annually, was painted, in words, by Mr. Victor Gelineau, chief engineer of the New Jersey Board of Commerce and Navigation.

#### ENGINEER GELINEAU'S CONCRETE PLAN

Mr. Gelineau, who made a survey of the situation at Hampton, suggested appointing a permanent commission or board to work out a program for the development of Hampton. He figured that it would take at least 20 years to complete the program.

"Whether or not it be conceded that Hampton's beach

problem is unusual, it will not be disputed that Hampton's possibilities and opportunities are extraordinary."

This strip of land, according to the New Jersey expert, bounded on one side by the ocean and on the other side by uninhabitable salt marshes, offers no inducements for agriculture or manufacturing or any other gainful activity, except one, the resort business. And that, in his estimation, is the greatest and most rapidly advancing single industry in the state.

"Therefore," Mr. Gelineau told his audience, the conservation and development of this beach with a view to realizing its utmost possibilities is a subject for serious consideration. It is of much more than local concern, it is unthinkable that the future growth of this highly valuable asset, should be left to chance. "I would, for convenience, subdivide the Hampton problem into three parts, all of which are closely related and interdependent."

Mr. Gelineau placed in the first class the preservation of the ocean front, a coast protection project.

In the second, he recommended the improvement of Hampton river, a waterway, improvement project. In the third, he proposed the reclamation of the back marshes.

All of these three factors, the speaker declared, involve their peculiar elements of engineering public policy as to elimination and financing. The preservation and rebuilding of the ocean beach is the first element in urgency and difficulty of execution, he declared. The tendency toward depletion apparently remains in force and must ultimately be checked. This problem will never be less difficult in the future. Erosion is the natural tendency to expect on almost any ocean beach. Just south of Boar's Head, the beach is entirely denuded of sand and the roadway might be in danger during severe storms.

#### PROTECTIVE MEASURES

"Obviously protective measures should be considered and the choice and application of remedies should be made.

"The stabilization of Hampton River with the primary

object of improving navigation and creating a harbor of refuge is the ordinary problem of dredging and training walls.

"Until this river, just as in the case of Shark river, is stabilized, it will be of little or no value to navigation and will render impossible the preservation of the beach near the river mouth. Obviously, sudden or periodic shifting of the inlet to delta must be arrested. The essential point is that it should be made to serve as key structure of a sandy beach.

#### RECLAMATION OF THE MARSHES

"The reclamation of the back marshes constitutes a very important element in the future growth of Hampton Beach. The time cannot be far distant when parts of this marsh are rendered habitable by the operation of raising the land levels. Presumably, the method of procedure would be the familiar one of hydraulic dredging. This would convert much of the existing marsh areas into water areas. A two-fold benefit is thus secured through the dredging operation, the low-value marshes being converted into valuable solid land or navigable waterways.

"Anyone can visualize the opportunity for large scale planning with this vast scope of marshland converted into home sites and parks, yachts and ship basins and airports. The possibilities are unlimited and apparently no serious difficulties exist. The suggested dredging of the marshland would extend the tidal flow area tributary to Hampton river. This, in turn, would profoundly influence the design of the training walls and other work required to stabilize and improve the river, for it is elementary that the cross-section of navigable channels of an ocean inlet depends upon the area of the tributary tidal lagoon or more accurately upon the volume of ebbing and flowing water which engineers call the tidal prism."

#### THREE PHASES OF DEVELOPMENT

The three major phases of development of beach, river and marsh are inseparable; according to Mr. Gelineau they combine to form one real problem.



"There are difficulties," he told the gathering, "but they can be solved. The only chance to reach satisfactory results is to create a properly constituted tribunal with continuity of its service and armed with real authority. Without this continuity of service and authority, conflict is certain to result. And that means possible failure.

"This public body, commission or board, whatever form it may take, would have to work out a plan providing as well as might be for at least 20 years in the future.

"Board-walk, park land, harbor, airport, residential and business areas, public utilities of every kind, all would be co-ordinated and harmonized into the general plan.

"That such planning would be entrusted to public-spirited men supported with adequate technical assistants is an unavoidable conclusion. The job would be a full time task for experts who would give their lives to it. This, in turn, implies freedom from local interference or political controversies. Freedom from politicians is absolutely indispensable to the public confidence."

Although the sheer realist, he said, cannot conceive of land owners controlling the vagaries of the plan of rivers, the united interest of erosion experts might. He told of the work accomplished in New Jersey with its 120-mile coast and urged the appointment of state commission with suitable appropriations.

#### STATE READY TO FINANCE

Atty. General Ralph W. Davis of Manchester, who was called upon by President Smith of the association, said that New Hampshire stood ready to finance propositions which would directly benefit the state. Failure of any organized group to properly recommend a solution to the Hampton problem was responsible for the lack of progress made. He said "there is nothing unique in the problem which now confronts Hampton, and what affects Hampton affects vitally the whole state of New Hampshire with its very limited beach front."

Major Somervell, United States Army engineer, brought



word of study and co-operation on the part of the government informing the convention that experts were studying sand movements along the coast.

General Richard K. Hale of the Massachusetts Public Works Commission related the historical and present importance of the Massachusetts coast, telling of what had been done north and south of Boston in checking erosion with conditions like those along the Atlantic generally.

#### GOV. TOBEY PRESENT

At the banquet in the evening Governor Tobey, Gov. William Tudor Gardiner of Maine, United States Senator George H. Moses, President Smith of the association and Colonel Barden of the United States Army Corps of Engineers were the chief speakers. Others at the head table included Former Governor Huntley N. Spaulding, Councilor Harry Merrill of Exeter, State Senators Swallow and Lee of Manchester, Senator Rolfe of Concord and Senator Munsey of Hampton, Senator Brackett of Greenland, Senator Wadleigh of Milford and Senator Peaslee of Weare, and more than thirty members of the House of Representatives.

Mayor Hartford of Portsmouth acted as toastmaster.

President Smith told the assembly that those interested in coast preservation and protection would have to organize themselves, form a board and give it power and support it financially.

Governor Gardiner was particularly interested in the subject of the control of pollution of waters in rivers and bays.

#### SENATOR MOSES ADDRESSES THE BANQUET

Senator Moses in his address said in part, "The problem of coast erosion is one which engages the interest of both the Atlantic and Pacific seaboard. The damage is done, not only to material problems, but to the scenic attractiveness of the coast line. The question is one of almost equal consequence with a problem, which arises in connection with our river and harbors department. Some of these

states, notably New Jersey and New Hampshire, have already taken steps to avert the disaster which surely impends unless steps are presently taken to protect the integrity of our northern coast line. This is the section which is most exposed to the ravages of extreme storm perils, and the credit belongs to your own Representative from Hampton, Mr. Charles Francis Adams, for the State Commission and the important work it is doing.

"Massachusetts, too, has named a commission to deal with this subject and New Hampshire earnestly seeks the closest of co-operation with her elder and southern neighbor.

"If Massachusetts and New Hampshire together should move promptly and vigorously to secure a federal appropriation for the purposes which the American Shore and Beach Preservation Association has in mind, I feel sure that we cannot fail to have the ultimate approval of Congress.

"At the final session of the association President Smith took the opportunity to invite the New Hampshire commission to visit New Jersey where a problem similar to Hampton's has been successfully solved.

"You will find us ready and willing to serve you, to give you access to our records and our files and to assist you in developing this great beach," he declared.

"The association has endeavored, in its two-day session, to demonstrate what has been done in the few years of its organization. We have been glad to place this material in your hands. And I may say at this time that you have helped us also. I was greatly impressed by your parallel highways, one running a few miles back from the shore and the other following the winding coast line.

"You have worked out a very fine plan of having the view from your shore road unobstructed."

#### CONTINUING THE COMMISSION'S REPORT

The engineering features of the Hampton problem as presented in the study by Victor Gelineau, who is the chief engineer of the New Jersey Board of Commerce and Navigation, was along the lines on which your commission is

working. This engineer's suggestion that the present Legislative Commission be made a permanent state agency, similar to those in New Jersey and several other states is unanimously approved by the members in this report, because the work devolving upon the state agency while in co-operation with this Government and later in working and the development of the harbor, river and marsh projects for the highest return to the state must necessarily cover an extended period of time.

The three stages through which, as Gelineau says, the best results can be obtained were early recognized and adopted by your commission and its work for the immediate future is in co-operation with the Federal Board created at the last session of Congress for the study of coast erosion problems and providing remedies therefor. This board is composed of four army engineers with Gen. Lytle Brown of Washington, Chairman and Chief engineer; and three civilians, Victor Gelineau, C.M., New Jersey; Prof. Thorn-dyke Seville of the University of North Carolina and Gen. Richard H. Hale of Massachusetts. These civilian members of the Board are all members of the American Shore and Beach Preservation Association and are more or less familiar with the Hampton problems and are heartily in sympathy with the work which this commission has undertaken in behalf of the State of New Hampshire.

For a long time to come the State agency must be in close co-operation with the National Board, with consultations at Hampton Beach, Boston and Washington.

The larger share of the cost will be borne by the Federal government, but under the terms of the congressional act some share must be borne by the state of New Hampshire. However, if the results expected are realized the cost will be insignificant in comparison with the value of the service to New Hampshire. The conditions at Hampton Beach are desperate. Unless remedial work is undertaken at early date a very large section of New Hampshire's most valuable seacoast will be utterly destroyed.

## CO-OPERATIVE NATIONAL AND STATE PROJECT

The very nature of the work as well as its magnitude makes it essentially a co-operative national and state project, but it is largely owing to the creation by our legislature in 1927 of this commission that there is now a Federal board to bring to New Hampshire financial and engineering assistance in this hour of need. The least that New Hampshire can do, then, in our belief, is to meet the government part way with a permanent commission and the small appropriation which is necessary to begin study and remedial work.

## COMMERCIAL DEVELOPMENT

Following the construction work necessary to check erosion and reclaim the lost shore front, will be the commercial development of the Hampton river and the adjoining marsh lands and the first steps in the project have already been taken by your commissioners.

Through the efforts of the New Hampshire delegation in Congress under the leadership of Senators Moses and Keyes an item was inserted in the River and Harbor bill of 1930 authorizing a survey of the Hampton project. Under that authority we petitioned the District engineers of the War Department at Boston for a public hearing which was accorded us and Col. Cheney and Col. Park were assigned to the case.

ENGINEER GROVER PRESENTS CASE TO  
GOVERNMENT ENGINEER

Through our commission's engineer, Mr. W. A. Grover, our case was most ably presented and we are happy to state brought a favorable report to the chief engineer at Washington. The full board, however, has temporarily held up the commercial project yet leaving us in good standing to go forward with this phase when the erosion and harbor work is completed.

New Hampshire is the first state to seek federal aid under the recent act of Congress and the first step was taken on

Monday, February 8, when a conference was held between Mr. W. A. Grover, the commission's engineer, and the engineers of the War Department in accordance with the requirements of the National Erosion Act. From now on the work will be of a co-operative nature and will be pushed as rapidly as possible that the real work of construction may begin.

Your commission therefore makes the following recommendations and urgently prays that they be granted by the 1931 Session of the Legislature:

#### RECOMMENDATIONS

1. That New Hampshire legally may meet the requirements of a state agency under the terms of the National Erosion Act of 1930 and placed upon an equal footing with similar state agencies in the several states the legislative commission of coast erosion and marsh development be made a permanent state agency to be hereafter known as the New Hampshire Shore and Beach Preservation and Development Commission. The membership of the Coast Erosion and Marsh Development Commission as now constituted shall be the membership of the New Hampshire Shore and Beach Preservation and Development Commission and vacancies hereinafter occurring in said commission shall be filled by appointment of the Governor, by and with the advice and consent of his Council. The said members of the commission shall serve without pay; provided, however, the Secretary of the Commission, acting as an executive officer, may be entitled to compensation in a sum not exceeding \$750 per annum, and members may be entitled to a per diem compensation for actual attendance at conferences and their legitimate expenses.

2. That the sum of \$3000 be appropriated to cover the foregoing expenses and such share of the cost of erosion study as may be required by the national erosion board from the New Hampshire Commission.

3. That all the authority conferred upon the legislative commission by Joint Resolution, chapter 273 of the Laws of

1929, be conferred upon the New Hampshire Shore and Beach Preservation and Development Commission, together with such other authority as will establish the said commission as the legal representative of the state of New Hampshire in all matters pertaining to coastal improvements.

Geo. H. Moses (authorized)

GEORGE ASHWORTH,  
WM. A. GROVER,  
FRED L. WEARE,  
ERNEST G. COLE,  
F. E. EVERETT,  
CHARLES FRANCIS ADAMS.

On motion of Senator Fernald of District No. 21 the following resolution was adopted:

*Resolved*, That the rules be suspended, and all business in order for three o'clock this afternoon be made in order at the present time.

On motion of Senator Colbath, the Senate adjourned.

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WEDNESDAY, MARCH 4, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 264, An act relating to the dates of village district meetings and town meetings in the town of Bethlehem.

House Bill No. 275, An act relating to hawkers and peddlers.



House Bill No. 314, An act relative to the expiration of licenses for the practice of chiropractic.

House Joint Resolution No. 52, Joint resolution providing for the permanent improvement of the road in Wakefield leading from Wakefield Corner towards East Wakefield and Woodman.

House Joint Resolution No. 83, Joint resolution for the improvement of the highway in the town of Hampstead leading from Hampstead village through Salem to Lawrence, Massachusetts.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate.

Senate Bill No. 23, An act relating to the conveying of certain land and water in the town of Wolfeboro to that town.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the adoption of the amendment sent down from the Honorable Senate to the following entitled bill.

House Bill No. 180, An act relating to annual reports of county officers.

Amend section 1 of the bill by adding at the end thereof the following paragraph: Any official who fails to comply with the provisions of this act shall be punished by a fine of Twenty-five Dollars (\$25.00); said fine to be paid to the treasurer of the county of which said officer is an official; so that said section as amended shall read:

1. *Publication.* Section 1 of chapter 41 of the Public Laws is hereby amended by striking out at the end of said section the words "in the month of January following" and substituting therefor the following: during or before the month of February following; so that said section as amended shall read as follows: 1. *Making: Publication.* The sheriff, the jailer, the physician, the clerk of court, the solicitor, the treasurer, the county commissioners and the superintendent of the county farm of each county shall make up their sev-

eral reports to the close of December thirty-first, annually, and the same shall be printed together in pamphlet form during or before the month of February following.

Any official who fails to comply with the provisions of this act shall be punished by a fine of Twenty-five Dollars (\$25.00); said fine to be paid to the treasurer of the county of which said officer is an official.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following joint resolution:

House Joint Resolution No. 24, Joint resolution for resurvey of southern New Hampshire by the U. S. Geological Survey.

Amend said resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of twenty-five thousand dollars (\$25,000) be and hereby is appropriated during the biennium ending June 30, 1933, for a resurvey of thirteen hundred and sixty square miles in southern New Hampshire by the United States Geological Survey, provided the federal government by its duly authorized agents apports a like amount to be expended for the same purpose, and the sum so appropriated by the state shall be a charge upon the highway funds.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bill, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

House Bill No. 22, An act relating to diseases of domestic animals.

Amend section 1 of said bill by inserting after the word "area" in the fourth line the words, "and proceed to test all animals within said area."

Amend section 3 of said bill by striking out the figure "3" in the second line and inserting in place thereof the figure 2.

Amend section 4 of said bill by striking out the word "to" in the twenty-second line.

On motion of Senator Brackett, the Senate concurred in the foregoing amendment.

#### READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on the Judiciary,

House Bill No. 264, An act relating to the dates of village district meetings and town meetings in the town of Bethlehem.

To the Committee on Revision of Laws,

House Bill No. 275, An act relating to hawkers and peddlers.

To the Committee on Public Health,

House Bill No. 314, An act relative to the expiration of licenses for the practice of chiropractic.

On motion of Senator Fernald of District No. 21, the rules were suspended and the following joint resolutions were read a first and second time by caption and referred:

To the Committee on Public Improvements,

House Joint Resolution No. 52, Joint resolution providing for the permanent improvement of the road in Wakefield leading from Wakefield Corner towards East Wakefield and Woodman.

To the Committee on Finance,

House Joint Resolution No. 83, Joint resolution for the improvement of the highway in the town of Hampstead leading from Hampstead village through Salem to Lawrence, Mass.

#### COMMITTEE REPORTS

Senator Eaton, for the Committee on Public Improvements to whom was referred:

House Joint Resolution No. 49, An act for the permanent construction of a certain highway in the town of Weare.

House Joint Resolution No. 1, Joint resolution providing for the maintenance of the Sugar Loaf road bordering on Newfound Lake in the town of Alexandria.

House Joint Resolution No. 2, Joint resolution for the reconstruction of the main highway leading from the Claremont Unity town line to Sullivan county farm in the town of Unity.

House Joint Resolution No. 12, Joint resolution for the improvement of the Province road in Gilmanton.

House Joint Resolution No. 31, Joint resolution for the improvement of the West Ossipee road in the town of Madison.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills and joint resolutions were severally referred to the Committee on Finance under the rules.

Senator Eaton, for the Committee on Public Improvements, to whom was referred House Bill No. 106, An act extending the Daniel Webster Highway, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Farmer, for the Committee on Ways and Means, to whom was referred:

House Bill No. 14, An act to establish a new apportionment for the assessment of public taxes.

House Bill No. 189, An act relating to the taxation of income from interest and dividends.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Brackett, for the Committee on Finance, to whom was referred House Bill No. 136, An act relative to maintenance of trunk line and state aided highways by municipalities, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill:

House Bill No. 282, An act legalizing the town meeting of the town of Holderness held Tuesday, March 11, 1930.

E. MAUDE FERGUSON,

*For the Committee.*

#### INTRODUCTION OF BILL

Senator Gerlach, under a suspension of the rules, sixteen Senators having actually voted in the favor thereof introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 64, An act to render unlawful all disturbance of radio waves used for radio telephoning.

On motion of Senator Fernald of District No. 21, the following resolution was adopted:

*Resolved*, That the rules be suspended and all business in order for three o'clock this afternoon be made in order at the present time.

#### THIRD READINGS

The following entitled bills were read a third time and passed.

House Bill No. 14, An act to establish a new apportionment for the assessment of public taxes.

House Bill No. 106, An act extending the Daniel Webster Highway.

House Bill No. 136, An act relative to maintenance of trunk line and state aided highways by municipalities.

House Bill No. 189, An act relating to the taxation of income from interest and dividends.

On motion of Senator Ryan the Senate adjourned.

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THURSDAY, MARCH 5, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

## HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following resolution in which it asks the concurrence of the Honorable Senate.

*Resolved*, That whereas, the National Commander of the American Legion, Ralph T. O'Neil, will be the guest of the World War Veterans of this state on March 17,

*Be it resolved*, That Commander O'Neil be and hereby is invited to address the members of this House at 11:05 a.m. on March 17, and

*Be it further resolved*, That His Excellency, the Governor, the Honorable Council, and the Honorable Senate be invited to join with us upon that occasion.

On motion of Senator Fernald of District No. 21, the Senate concurred, with the House of Representatives in the foregoing resolution.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills.

House Bill No. 61, An act relative to the use of state armories.

Amend section 1 of said bill by striking out the first five lines of said section and inserting in place thereof the following:

1. *Amendment.* Amend chapter 124 of the Public Laws by adding after section 101 the following new sections:

Further amend said section 1 by striking out the figure "102" in the sixth line and inserting in place thereof the figure, 101-a.

Further amend said section 1 by striking out the figure "103" in the seventeenth line and inserting in place thereof the figure, 101-b.

Further amend said section 1 by striking out the figure "102" in the twenty-first line and inserting in place thereof the figure, 101-a.

Amend section 2 of said bill by striking out the first four



lines of said section and inserting in place thereof the following:

2. *Amendment.* Amend section 103 of said chapter 124, as amended by section 1, chapter 185 of the Laws of 1929, by striking out the whole thereof and inserting in place thereof the following:

Further amend said section 2 by striking out the figure "105" in the fifth line and inserting in place thereof the figure, 103.

House Bill No. 256, An act regulating the grading and packing of apples.

Amend section 3 of said bill by striking out the first two lines thereof and inserting in place thereof the following:

"3. Minimum Size Marked on Packages. Amend said chapter by inserting after section 5 the following new section: 5-a. Exception."

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill:

Senate Bill No. 63, An act to enable the town of Newport, New Hampshire, to refund its indebtedness.

The message further stated that the House of Representatives had passed the following entitled bills and joint resolutions in the passage of which it asked the concurrence of the Honorable Senate.

House Bill No. 271, An act to exempt from taxation the property of the Exeter hospital of Exeter.

House Bill No. 274, An act relating to investments by guardians.

House Bill No. 288, An act to close certain brooks to fishing in the township of Success.

House Bill No. 300, An act relating to institutional exemptions.

House Joint Resolution No. 44, Joint resolution for the reconditioning of the Dover to Manchester highway in the town of Madbury.

House Joint Resolution No. 47, Joint resolution relative to

permanent improvement of the road in Meredith leading from New Hampton line to Meredith.

House Joint Resolution No. 48, Joint resolution in favor of Perry T. Hastings.

House Joint Resolution No. 68, Joint resolution for the completion of a farm to market highway in the town of Northwood.

House Joint Resolution No. 75, Joint resolution for the improvement of the main road from New Ipswich to Sharon and Peterborough in the town of New Ipswich.

#### READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on the Judiciary,

House Bill No. 274, An act relating to investments by guardians.

To the Committee on Fisheries and Game,

House Bill No. 288, An act to close certain brooks to fishing in the township of Success.

To the Committee on Ways and Means,

House Bill No. 271, An act to exempt from taxation the property of the Exeter hospital of Exeter.

House Bill No. 300, An act relating to institutional exemptions.

On motion of Senator Fernald of District No. 21, the following joint resolutions were read a first and second time by caption, and referred:

To the Committee on Roads, Bridges and Canals,

House Joint Resolution No. 44, Joint resolution for the reconditioning of the Dover to Manchester highway in the town of Madbury.

House Joint Resolution No. 47, Joint resolution relative to permanent improvement of the road in Meredith leading from New Hampton line to Meredith.

To the Committee on Public Improvements,

House Joint Resolution No. 68, Joint resolution for the

completion of a farm to market highway in the town of Northwood.

House Joint Resolution No. 75, Joint resolution for the improvement of the main road from New Ipswich to Sharon and Peterboro in the town of New Ipswich.

To the Committee on Claims, and Incorporations,

House Joint Resolution No. 48, Joint resolution in favor of Perry T. Hastings.

#### COMMITTEE REPORTS

Senator Ryan, for the Committee on Roads, Bridges and Canals, to whom was referred:

House Joint Resolution No. 6, Joint resolution for the improvement of the road from Ponemah station to Hollis depot, so-called.

House Joint Resolution No. 19, Joint resolution for improvement of certain road in the town of Northumberland.

House Joint Resolution No. 27, Joint resolution for the completion of the main road leading from Tamworth village to Wonolancet in the town of Tamworth.

House Joint Resolution No. 137, Joint resolution relating to the construction of highway bridges.

Having considered the same reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions severally referred to the Committee on Finance under the rules.

Senator Ferguson, for the Committee on the Judiciary to whom was referred House Bill No. 196, An act affirming the acceptance of the federal vocational rehabilitation act and appropriating money to make the same effective, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill referred to the Committee on Finance under the rules.

Senator Ferguson, for the Committee on the Judiciary to whom was referred:

Senate Bill No. 58, An act relative to General Pulaski Memorial Day.

House Bill No. 203, An act relating to motor boats.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Ferguson for the Committee on the Judiciary to whom was referred:

House Bill No. 120, An act relative to the penalty for incest, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 1 of the bill by striking out the whole of said section and inserting in place thereof the following:

1. *Penalty Increased.* Amend section 7, chapter 386 of the Public Laws by striking out the words "as in case of adultery" in the fourth line and inserting in place thereof the words, with fine of not more than one thousand dollars and imprisonment for not more than twenty years, or both, so that said section as amended shall read as follows: 7. *Incest.* All persons within the degrees of consanguinity or affinity in which marriages are prohibited or declared by law to be incestuous, who shall intermarry with or carnally know each other, shall be punished with fine of not more than one thousand dollars and imprisonment for not more than twenty years, or both.

The report was accepted, amendment adopted and the bill as amended was ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary to whom was referred:

House Bill No. 302, An act in relation to the duties of the attendance officer in the school district of Nashua, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 2 of the bill by inserting at the beginning of said section the following: All acts, or parts of acts, in-

consistent with this act are hereby repealed, so that said section as amended shall read as follows:

2. All acts, or parts of acts, inconsistent with this act are hereby repealed, and this act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

House Bill No. 244, An act relating to school committee of the city of Manchester, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 1 of the bill by striking out in line 4 after the word, "be" the words \$200, and substituting therefor the words \$100, so that said section as amended shall read as follows:

Section 1. At every election hereafter held in said city (of Manchester) there shall be elected from each ward one member of the board of school committee, who shall hold his office for the term of two years from the first Tuesday of January, next following their election. The salary of the members of the board, with the exception of the Mayor, will be \$100 annually.

The question being stated:

Shall the amendment offered by the committee be adopted?

(Discussion ensued)

On a *viva voce* vote the affirmative prevailed and the amendment of the committee was adopted, and the bill was ordered to a third reading this afternoon at three o'clock.

Senator Barry, for the Committee on Finance to whom was referred:

House Joint Resolution No. 102, Joint resolution to provide for printing the report of Samuel H. Mildram upon the various electric public utilities operating in the State, having

considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at three o'clock.

Senator Eaton, for the Committee on Fisheries and Game to whom was referred:

Senate Bill No. 33, An act regulating the number of lake trout to be taken through the ice.

House Bill No. 44, An act changing the names of Plummer and Bog ponds in the town of Sanbornton to Hermit lake.

Senate Bill No. 46, An act to close the north branch of Gale river to fishing.

House Bill No. 71, An act relating to ice fishing on Big Diamond pond.

House Bill No. 117, An act prohibiting the sale of hares and rabbits.

House Bill No. 126, An act relating to taking deer in certain towns in Coos County.

House Bill No. 183, An act relating to the taking of quail.

House Bill No. 254, An act relating to the taking of shad.

House Bill No. 285, An act changing the name of Union lake in the town of Barrington to Swain's pond.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at three o'clock.

Senator Blake for the Committee on Revision of Laws, to whom was referred:

Senate Bill No. 60, An act relating to assignments for the benefit of creditors, having considered the same, reported the same with the following amendments and recommended its passage.

Amend section 1 of the bill by prefixing the following:

Section 1. Amend chapter 401 of the Public Laws by adding the following section. 58. Transfer of title, so that said section as amended shall read as follows:

Section 1. Amend chapter 401 of the Public Laws by adding the following section.



58. *Transfer of Title.* No instrument by which title to real or personal property is conveyed, transferred or assigned to a trustee or other fiduciary for the benefit of the creditors of the assignor shall be valid to transfer the title of the assignor therein unless such trustee or other fiduciary be a resident of this state, nor until a copy of such instrument shall have been recorded in the office of the clerk of each city or town in which property assigned is situated, in books to be kept for that purpose.

Further amend said bill by striking out all of section 3 and inserting in place thereof the following:

2. *Takes Effect.* All acts and parts of acts inconsistent with this act are hereby repealed and this act shall take effect upon its passage.

The report was accepted, amendments adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Blake, for the Committee on Revision of Laws to whom was referred:

House Bill No. 42, An act in relation to the salary of the justice of the municipal court of Littleton, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 2 of the bill by striking out all of said section and inserting in place thereof the following:

2. *Takes Effect.* All acts and parts of acts inconsistent with this act are hereby repealed and this act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Blake for the Committee on Revision of Laws, to whom was referred:

House Bill No. 132, An act relating to clerical assistants in the State Highway Department, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 2 by striking out all of section and inserting in place thereof the following.

2. *Takes Effect.* All acts and parts of acts inconsistent with this act are hereby repealed and this act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Blake, for the Committee on Revision of Laws, to whom was referred:

House Bill No. 145, An act providing a fee for registering brands for bottles and other containers, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 2 of the bill by striking out all of said section and inserting in place thereof the following:

2. *Takes Effect.* All acts and parts of acts inconsistent with this act are hereby repealed and this act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Blake for the Committee on Revision of Laws, to whom was referred:

House Bill No. 155, An act in amendment of the charter of the New Hampshire Odd Fellows' Home, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 2 of the bill by striking out all of said section and inserting in place thereof the following:

2. *Takes Effect.* All acts and parts of acts inconsistent with this act are hereby repealed and this act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Blake for the Committee on Revision of Laws, to whom was referred:

House Bill No. 217, An act relating to registering of trade-names, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 2 of the bill by striking out all of said section and inserting in place thereof the following:

2. *Takes Effect.* All acts and parts of acts inconsistent with this act are hereby repealed and this act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Blake for the Committee on Revision of Laws, to whom was referred:

Senate Bill No. 7, An act in amendment of chapter 38 of the Public Laws, relating to county commissioners, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

The question being stated:

Shall the bill be read a third time?

(Discussion ensued)

Senator Fernald of District No. 21 moved the previous question.

The question being:

Shall the main question be put?

On a *viva voce* vote the previous question was ordered.

The question being stated:

Shall the bill be read a third time?

Senator Hubbard demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative. Senators Colbath, Hart, Ferguson, Gerlach, Farmer, Appleton, Blake, Freese, George, Emery, Sheehan, Fernald of District No. 21, Fernald of District No. 22, Little and Brackett.

The following named Senators voted in the negative. Senators Barry and Hubbard.

Fifteen Senators having voted in the affirmative and two Senators having voted in the negative the affirmative prevailed and the bill was ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on Engrossed Bills to whom was referred:

House Bill No. 104, An act to incorporate the Chickawolnepy Dam and Improvement Company, having considered the same reported the same under Joint Rule No. 6 with the following amendment and recommended its passage.

Amend section 1 of said bill by striking out the word "said" in the ninth line and inserting in place thereof the word, side.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills to whom was referred:

House Bill No. 189, An act relating to the taxation of income from interest and dividends, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended its passage.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Who Taxable.* Amend subsection I of section 2 of chapter 65 of the Public Laws by adding at the end of said subsection the following, and individuals who have ceased to be residents of this state during the preceding calendar year for such part of the year as they were residents in this state, so that said subsection as amended shall read as follows: I. Individuals who are inhabitants or residents of this state on January first in any year, and individuals who have ceased to be residents of this state during the preceding calendar year for such part of the year as they were residents in this state.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

## BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled:

Senate Bill No. 23, An act relating to the conveying of certain land and water in the town of Wolfeboro to that town.

House Bill No. 22, An act relating to diseases of domestic animals.

House Bill No. 61, An act relative to the use of state armories.

House Bill No. 256, An act regulating the grading and packing of apples.

House Joint Resolution No. 24, Joint resolution for resurvey of southern New Hampshire by the United States Geological Survey.

E. MAUDE FERGUSON,  
*For the Committee.*

## RESOLUTION

On motion of Senator Fernald of District No. 21 the following resolution was adopted.

*Resolved*, That the Clerk be instructed to procure additional copies of House Bill No. 230, An act relating to the incorporation of insurance companies.

## INTRODUCTION OF BILLS

Senator Hart, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 65, An act relating to taxation on motor boats.

Senator Appleton, under a suspension of the rules, sixteen Senators having actually voted in favor thereof introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Senate Bill No. 66, An act to close Nubanusit lake in the towns of Hancock and Nelson to ice fishing.

## COMMITTEE REPORTS

On motion of Senator Brackett, the rules were suspended to allow the introduction of reports from a committee which had not previously been advertised in the Journal.

Senator Barry, for the Committee on Finance, to whom was referred:

House Bill No. 143, An act relating to the publication of state and provincial records.

House Joint Resolution No. 1, Joint resolution providing for the maintenance of the Sugar Loaf road bordering on Newfound lake in the town of Alexandria.

House Joint Resolution No. 83, Joint resolution for the improvement of the highway in the town of Hampstead leading from Hampstead village through Salem to Lawrence, Massachusetts.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bill and joint resolutions severally ordered to a third reading this afternoon at three o'clock.

Senator Eaton, for the Committee on Fisheries and Game, to whom was referred:

Senate Bill No. 36, An act relating to the taking of brook trout, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

## RESOLUTION

On motion of Senator Fernald of District No. 21, the following resolution was adopted.

*Resolved*, That whereas, Tuesday, March 10th, is town meeting day, be it resolved that the regular session on next Tuesday, March 10th, be omitted, and be it further resolved



that this Senate be in session March 11th and 12th for the usual transaction of business.

*And be it resolved*, That when the Senate adjourns from the morning session on Thursday, March 5th, it be to meet at 9:00 o'clock on Friday morning; when it adjourns on Friday it be to meet on Monday evening at 7:30 o'clock; and when it adjourns on Monday evening it be to meet on Wednesday morning at 11:00 o'clock.

On motion of Senator Brackett following resolution was adopted.

*Resolved*, That all business in order for three o'clock this afternoon be made in order at the present time.

#### THIRD READINGS

The following bills were read a third time and passed.

Senate Bill No. 58, An act relative to General Pulaski Memorial Day.

House Bill No. 120, An act relative to the penalty for incest.

House Bill No. 203, An act relating to motor boats.

House Bill No. 244, An act relating to school committee of the city of Manchester.

House Bill No. 302, An act in relation to the duties of the attendance officer in the school district of Nashua.

Senate Bill No. 33, An act regulating the number of lake trout to be taken through the ice.

Senate Bill No. 46, An act to close the north branch of Gale river to fishing.

House Bill No. 44, An act changing the names of Plummer and Bog ponds in the town of Sanbornton to Hermit lake.

House Bill No. 71, An act relating to ice fishing on Big Diamond pond.

House Bill No. 117, An act prohibiting the sale of hares and rabbits.

House Bill No. 126, An act relating to taking deer in certain town in Coos County.

House Bill No. 183, An act relating to the taking of quail.

House Bill No. 254, An act relating to the taking of shad.

House Bill No. 285, An act changing the name of Union lake in the town of Barrington to Swain's pond.

Senate Bill No. 60, An act relating to assignments for the benefit of creditors.

House Bill No. 42, An act in relation to the salary of the justice of the municipal court of Littleton.

House Bill No. 132, An act relating to clerical assistants in the State Highway Department.

House Bill No. 143, An act relating to the publication of state and provincial records.

House Bill No. 145, An act providing a fee for registering brands for bottles and other containers.

House Bill No. 155, An act in amendment of the charter of the New Hampshire Odd Fellows' Home.

House Bill No. 217, An act relating to registering of trade-names.

Senate Bill No. 7, An act in amendment of chapter 38 of the Public Laws, relating to county commissioners.

On motion of Senator Brackett, the rules were suspended and the following joint resolutions were severally read by caption and passed.

House Joint Resolution No. 102, Joint resolution to provide for printing the report of Samuel H. Mildram upon the various electric public utilities operating in the state.

House Joint Resolution No. 1, Joint resolution providing for the maintenance of the Sugar Loaf road bordering on Newfound lake in the town of Alexandria.

House Joint Resolution No. S3, Joint resolution for the improvement of the highway in the town of Hampstead leading from Hampstead village through Salem to Lawrence, Massachusetts.

On motion of Senator Fernald of District No. 21 the Senate adjourned.

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FRIDAY, MARCH 6, 1931.

The Senate met according to adjournment.

Senator George having assumed the chair, read the following communication:

Concord, N. H., March 6, 1931.

SENATOR GEORGE:

Please preside for me at today's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator George declared the Senate adjourned.

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MONDAY, MARCH 9, 1931.

The Senate met according to adjournment.

Senator George having assumed the chair, read the following communication:

Concord, N. H., March 9, 1931.

SENATOR GEORGE:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator George declared the Senate adjourned.

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WEDNESDAY, MARCH 11, 1931.

The Senate met according to adjournment.

#### LEAVE OF ABSENCE

Senator Ryan was granted leave of absence for the day on account of illness.

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:—*

The House of Representatives has passed the following entitled bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 299, An act relating to the suppression of gypsy and brown-tail moths.

House Bill No. 123, An act to incorporate the City Savings Bank of Berlin.

House Bill No. 121, An act relating to the taking of deer in the county of Rockingham.

House Bill No. 286, An act limiting the taking of raccoon.

House Bill No. 278, An act relating to powers of voluntary corporations.

House Bill No. 279, An act relative to stockholders in dividend paying corporations voting by proxy.

House Bill No. 295, An act designating a certain highway in the town of Barnstead for state aid improvement.

House Bill No. 176, An act relating to the terms of office of members of Zoning Boards of Adjustment.

House Joint Resolution No. 71, joint resolution providing for the improvement of the highway from Kelley's corner over the old stage line to Loudon village.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill.

Senate Bill No. 38, An act relative to the trustees of the Protestant Episcopal Church in New Hampshire.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the following entitled Senate Joint Resolution, with amendment in which amendment it asked the concurrence of the Honorable Senate.

Senate Joint Resolution No. 3, Joint resolution for the recodification and simplification of the Fish and Game Laws.

Amend Senate Joint Resolution No. 3, by striking out all after the resolving clause and by inserting in place thereof the following: That a special Commission be appointed by the Governor, with the advice and consent of the Council, to consist of four persons together with the Fish and Game Commissioner, whose duty it shall be to make a survey and study of the Fish and Game laws of the State with a view to the revision, codification, and simplification and

amendment of said laws and the making of any other improvements therein which may seem advisable. Said Commission shall hold public hearings and may call upon officers of the Fish and Game Department and other State officers for such information as may be needed in the course of its work. The Attorney-General shall be a member ex-officio of the Commission. Except for the Fish and Game Commissioner no other member of the Commission shall be officially connected with or employed by the Fish and Game Department. The expenses of the Commission not to exceed \$1,000 shall be charged to and paid out of the Fish and Game fund. Said Commission shall make a report to the General Court by filing its recommendations with the Clerk of the Senate for submission to the next Legislature.

On motion of Senator George the Senate concurred with the House of Representatives in the adoption of the foregoing amendment.

#### READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Agriculture,

House Bill No. 299, An act relating to the suppression of gypsy and brown-tail moths.

To the Committee on Banks,

House Bill No. 123, An act to incorporate the City Savings Bank of Berlin.

To the Committee on Fisheries and Game,

House Bill No. 121, An act relating to the taking of deer in the county of Rockingham.

House Bill No. 286, An act limiting the taking of raccoon.

To the Committee on the Judiciary,

House Bill No. 278, An act relating to powers of voluntary corporations.

House Bill No. 279, An act relative to stockholders in dividend paying corporations voting by proxy.

To the Committee on Roads, Bridges and Canals,

House Bill No. 295, An act designating a certain highway in the town of Barnstead for state aid improvement.

To the Committee on Revision of Laws,

House Bill No. 176, An act relating to the terms of office of members of zoning boards of adjustment.

On motion of Senator Fernald, the rules were suspended and the following joint resolution was read a first and second time by caption and referred:

To the Committee on Roads, Bridges and Canals,

House Joint Resolution No. 71, Joint resolution providing for the improvement of the highway from Kelley's corner over the old stage line to Loudon village.

#### COMMITTEE REPORTS

Senator Ryan, for the Committee on Roads, Bridges and Canals, to whom was referred:

House Joint Resolution No. 8, Joint resolution for the improvement of the road leading from the village of Rumney to Stinson Lake, in the town of Rumney.

House Joint Resolution No. 23, Joint resolution for the improvement of the main road leading east from Hudson Bridge to Windham town line in the town of Hudson.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions referred to the Committee on Finance under the rules.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred:

House Joint Resolution No. 1, Joint resolution providing for the maintenance of the Sugar Loaf road bordering on Newfound Lake in the town of Alexandria, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended its passage.

Amend said resolution by striking out the words "maintenance fund as provided by Chapter 84 of the Public Laws" in the last line and inserting in place thereof the words, "highway funds."



The report was accepted, amendment adopted and the joint resolution as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred House Bill No. 80, An act relating to regulation of aviation, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend section 2 of said bill by striking out the word "all" in the first line and inserting in place thereof the word, "any," also by striking out the word "airmen" in said first line and inserting in place thereof the word, "airman".

The report was accepted, amendment adopted and the joint resolution as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills to whom was referred House Bill No. 117, An act prohibiting the sale of hares and rabbits, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Hares and Rabbits.* Amend section 13, chapter 198 of the Public Laws by inserting before the word "hares" the word, "wild," by inserting before the word "be" the word, "not," and by striking out all of said section after the word "sold," so that said section as amended shall read as follows: 13. *Sale prohibited.* Wild hares and rabbits may not be bought and sold.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

On motion of Senator Fernald the following resolution was adopted.

*Resolved,* That the rules be suspended, and all business in order for this afternoon at three o'clock be made in order at the present time.

## BILL RECALLED FROM THE GOVERNOR

On motion of Senator George the following resolution was adopted.

*Resolved*, That the Governor be requested to return to the Senate for further consideration the following entitled bill, House Bill No. 254, An act to regulate the taking of shad.

## BILL RETURNED FROM THE GOVERNOR

Pursuant to the above request the Governor returned to the Senate for further consideration House Bill No. 254, An act to regulate the taking of shad.

On motion of Senator George, the rules were so far suspended as to allow the reconsideration of the vote on the above bill.

On motion of the same Senator the Senate voted to reconsider the vote whereby the bill passed.

On motion of the same Senator the Senate voted to reconsider the vote whereby the bill was ordered to a third reading.

On motion of the same Senator the bill was recommitted to the Committee on Fisheries and Game.

On motion of Senator Brackett, the Senate adjourned.

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THURSDAY, MARCH 12, 1931.

The Senate met according to adjournment.

## LEAVES OF ABSENCE

Senator Ryan was granted leave of absence for the day on account of illness and Senator Appleton was granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

## HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills and joint resolutions in the passage of which it asked the concurrence of the Honorable Senate:

House Bill No. 116 (new draft and new title), An act authorizing the taking of land and easements in land by eminent domain for airports.

House Bill No. 125, An act relating to the salary of the solicitor of Rockingham county.

House Bill No. 262, An act relating to itinerant vendors.

House Bill No. 265, An act authorizing the city of Franklin to issue bonds for the purpose of funding the indebtedness incurred by it in replacing Republican bridge over the Pemigewasset river in said city.

House Bill No. 272, An act authorizing the city of Portsmouth to provide pensions for school teachers.

House Bill No. 276, An act relating to business corporations.

House Bill No. 298, An act relating to municipal waterworks.

House Bill No. 315, An act relating to state-aided highways in the town of Holderness.

House Joint Resolution No. 10, Joint resolution providing for the permanent improvement of the road from Washington to Goshen.

House Joint Resolution No. 90, Joint resolution for the improvement of New London road leading from New London town line to West Springfield in the town of Springfield.

House Joint Resolution No. 92, Joint resolution for the completion of a farm to market highway in the town of Pittsfield known as the Catamount road.

The message further stated that the House of Representatives had passed the following bill in new draft in the passage of which new draft it asked the concurrence of the Honorable Senate.

Senate Bill No. 9 (In House new draft), An act relating to the New Hampshire Soldiers' Home.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments sent down from the Honorable Senate to the following entitled bills:

House Bill No. 42, An act in relation to the salary of the justice of the municipal court of Littleton.

House Bill No. 120, An act relative to the penalty for incest.

House Bill No. 132, An act relating to clerical assistants in the State Highway Department.

House Bill No. 145, An act providing a fee for registering brands for bottles and other containers.

House Bill No. 155, An act in amendment of the charter of the New Hampshire Odd Fellows' Home.

House Bill No. 217, An act relating to registering of trade-names.

House Bill No. 244, An act relating to school committee of the city of Manchester.

House Bill No. 302, An act in relation to the duties of the attendance officer in the school district of Nashua.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills and joint resolutions.

House Bill No. 104, An act to incorporate the Chickawolnepy Dam and Improvement Company.

House Bill No. 189, An act relating to the taxation of income from interest and dividends.

The message further stated that the House of Representatives refused to concur with the Honorable Senate in the passage of the following entitled bills sent down from the Honorable Senate.

Senate Bill No. 22, An act relating to the outer doors of churches, schoolhouses, and other buildings used for public gatherings.

Senate Bill No. 24, An act to create a State Board of Accountancy, and amending Chapter 270 of the Public Laws.

The message further stated that the House of Representatives had passed the following concurrent resolution, in the passage of which it asked the concurrence of the Honorable Senate:

Resolved by the House of Representatives, the Senate concurring that:

“WHEREAS, the year 1930 marked one hundred years of the Independence of Greece.

“WHEREAS, during the struggle for independence the Greeks appealed to the United States for moral support.

“WHEREAS, President Monroe, Daniel Webster, Henry Clay, Edward Everett and Dr. Samuel Howe, raised their voices in the Senate of the United States and outside in Government circles in behalf of the liberties of a people to whom the entire civilized world owes an everlasting debt of gratitude.

“WHEREAS, last August American Legionnaires visited Athens to pay tribute to the memory of the American patriots who struggled for Greek Independence and attended the unveiling of a great Memorial Statue to their memory, erected by the contribution of every Greek school child in Greece.

“WHEREAS, the Governors of the States of America, as a token of the continued friendship of the United States for Greece sent with the Legionnaire excursionists their respective State Flags to be presented to the Greek Republic.

“WHEREAS, the Greek Government, in gratitude for this token of friendship, has sent with the Legionnaires 48 Greek Flags, one for each State, as a token of the love of the Greek people for the people of the several States of the Union.

“WHEREAS, the 500,000 citizens of Greek origin have brought to us traditions and a belief in the form of Government from which the drafters of our Immortal Constitution copied abundantly.

“WHEREAS, during the great War the citizens of Greek origin volunteered in the number of 60,000 and distinguished themselves for valor and devotion to their adopted country.

“THEREFORE, be it resolved that the representatives of the people of the State of New Hampshire accept with deep appreciation the Greek Flag sent by the President of the Republic of Greece as a token of the common ideals that united the two Republics during the recent War.

“That the Governor be and is hereby empowered to ac-

cept the flag and deposit it in the Capitol and display it on all proper occasions.

"That the Clerk of the Assembly be and is hereby requested to transmit a copy of this resolution to the President of the Greek Republic through the Greek Minister at Washington."

On motion of Senator Hart, the following amendment to the foregoing concurrent resolution was adopted.

Amend the last paragraph of the joint resolution by striking out the words "Clerk of the Assembly" in the first line thereof and substituting the words "Secretary of State"; so that said paragraph as amended shall read:

"That the Secretary of State be and is hereby requested to transmit a copy of this resolution to the President of the Greek Republic through the Greek Minister at Washington."

On motion of Senator Hart the Senate concurred with the House of Representatives in the adoption of the foregoing concurrent resolution.

#### READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on the Judiciary,

House Bill No. 265, An act authorizing the city of Franklin to issue bonds for the purpose of funding the indebtedness incurred by it in replacing Republican bridge over the Pemigewasset river in said city.

House Bill No. 276, An act relating to business corporations.

House Bill No. 298, An act relating to municipal water-works.

To the Committee on Revision of Laws,

House Bill No. 116 (New draft and new title), An act authorizing the taking of land and easements in land by eminent domain for airports.

House Bill No. 262, An act relating to itinerant vendors.

To the Committee on Finance,



House Bill No. 125, An act relating to the salary of the solicitor of Rockingham County.

House Bill No. 272, An act authorizing the city of Portsmouth to provide pensions for school teachers.

To the Committee on Public Improvements,

House Bill No. 315, An act relating to state-aided highways in the town of Holderness.

To the Committee on Military Affairs and Soldiers Home,

Senate Bill No. 9 (In House new draft), An act relating to the New Hampshire Soldiers' Home.

On motion of Senator Fernald of District No. 21, the rules were suspended and the following joint resolutions were read a first and second time by caption and referred:

To the Committee on Public Improvements,

House Joint Resolution No. 10, Joint resolution providing for the permanent improvement of the road from Washington to Goshen.

To the Committee on Roads, Bridges and Canals,

House Joint Resolution No. 90, Joint resolution for the improvement of New London road leading from New London town line to West Springfield in the town of Springfield.

House Joint Resolution No. 92, Joint resolution for the completion of a farm to market highway in the town of Pittsfield known as the Catamount road.

#### COMMITTEE REPORTS

Senator Barry, for the Committee on Finance, to whom was referred:

House Bill No. 196, An act affirming the acceptance of the Federal Vocational Rehabilitation Act and appropriating money to make the same effective.

House Joint Resolution No. 2, Joint resolution for the reconstruction of the main highway leading from the Claremont-Unity town line to Sullivan County Farm in the town of Unity.

House Joint Resolution No. 6, Joint resolution for the

improvement of the road from Ponemah Station to Hollis Depot, so-called.

House Joint Resolution No. 12, Joint resolution for the improvement of the Province road in Gilmanton.

House Joint Resolution No. 19, Joint resolution for improvement of certain road in the town of Northumberland.

House Joint Resolution No. 27, Joint resolution for the completion of the main road leading from Tamworth Village to Wonolancet in the town of Tamworth.

House Joint Resolution No. 31, Joint resolution for the improvement of the West Ossipee road in the town of Madison.

House Joint Resolution No. 49, Joint resolution for the permanent construction of a certain highway in the town of Weare.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills and joint resolutions severally ordered to a third reading this afternoon at three o'clock.

Senator Eaton, for the Committee on Public Improvements, to whom was referred:

House Joint Resolution No. 21, Joint resolution for the improvement of the Gilmanton road leading from Alton to Gilmanton line, in the town of Alton.

House Joint Resolution No. 34, Joint resolution for completing the construction and improvement of the state aid road in New Hampton as established under Chapter 128, Laws of 1927.

House Joint Resolution No. 50, Joint resolution appropriating funds for the construction of a highway in the town of Landaff.

House Joint Resolution No. 52, Joint resolution providing for the permanent improvement of the road in Wakefield leading from Wakefield Corner towards East Wakefield and Woodman.

House Joint Resolution No. 82, Joint resolution for the improvement of certain highways in the town of New Boston.

Senator Eaton, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 232, An act relating to the taking of smelt, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Brackett, the foregoing entitled bill was recommitted to the Committee on Fisheries and Game.

Senator Eaton, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 248, An act relating to the taking of fish.

House Bill No. 268, An act relating to the manner of taking deer.

House Bill No. 281, An act relating to public hearings before the fish and game advisory board.

House Bill No. 287, An act to prohibit fishing through the ice in Northwood lake.

House Bill No. 289, An act to close to fishing all tributaries of the Dead Diamond and Swift Diamond rivers located in Second Dartmouth College Grant.

House Bill No. 290, An act to close certain brooks in the towns of Errol and Dummer.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at three o'clock.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bill and joint resolutions referred to the Committee on Finance under the rules.

Senator Farmer for the Committee on Agriculture, to whom was referred:

House Bill No. 112, An act relating to dairy products, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Eaton, for the Committee on Fisheries and Game, to whom was referred:

Senate Bill No. 56, An act relative to taking wild animals and game by lights.

Senate Bill No. 62, An act relating to the open season on salmon.

House Bill No. 8, An act relative to the taking of brook trout from Beaver pond in Woodstock.

House Bill No. 93, An act in relation to the taking of horned pout or bull head.

House Bill No. 158, An act to limit the catch of brook trout in Robartwood lake in the town of Campton and to change the open season for the taking of horned pout from said lake.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Eaton, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 140 (In Senate new draft), An act relating to taking black bass, having considered the same in new draft and recommended that the bill in its new draft ought to pass.

The report was accepted and the bill laid upon the table to be printed.

Senator Eaton, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 254, An act relating to the taking of shad, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend Section 1 of House Bill No. 254, entitled An act relating to the taking of shad, by striking out the figure "1" immediately after the caption: further amend said section by inserting after the word "in" in the ninth line of the said section the following: "one day from": so that the said section as amended shall read as follows: 1. Winnepesaukee Lake

Amend Section 14 of Chapter 200 of the Public Laws by striking out all of said section and inserting in place thereof the following: 14. ———, Limit. The taking of more than twelve shad or whitefish in one day from the waters of Winnepesaukee lake is prohibited between the first day of January and the fifteenth of June, and the taking of more than six such fish in one day from the said waters is prohibited between the fifteenth day of June and the first day of October. The taking of more than six shad or whitefish in one day from the waters of Paugus lake or Winnisquam lake is prohibited.

Amend Section 2 of the said bill by inserting after the figure "2" the following: Takes Effect.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Eaton for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 86, An act relating to the taking of pickerel, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 1 of the bill by inserting after the word "Hebron" in the twenty-first line of said section the following: Rust pond in Wolfeboro, Mirror lake in Tuftonboro, Stinson lake in Rumney, Town Line pond in the towns of Dorchester and Wentworth, Trout pond in the town of Dorchester and Lamphrey pond in the town of Orford, so that said section as amended shall read:

1. Amend section 11 of chapter 200 of the Public Laws by striking out the whole of said section, and inserting in place thereof a new section 11 which shall read as follows:

11. *Pickerel.* Pickerel of any size and in any quantity may be taken and possessed at any time, from Sunapee lake, Crystal lake in Enfield, Tewksbury pond in Grafton, Elbow pond in Woodstock, Partridge lake in Lyman and Littleton, Pearl lake in Lisbon, Ogontz lake, Dodge pond, Round pond and Flag pond in Lyman, Ellsworth pond in Ellsworth, Merrymeeting lake in New Durham, Scobie's



pond in Derry and Londonderry, Big Dan Hole pond in Ossipee and Tuftonboro, Mason pond in Orford, Rocky pond in Wentworth, Armington pond and Lake Tarleton in Piermont, Newfound lake in the towns of Hebron, Bridgewater, Bristol and Alexandria, Highland lake, Elbow pond and Bradley pond in Andover, Spofford lake in Chesterfield, Spectacle pond in Groton and Hebron, Rust pond in Wolfeboro, Mirror lake in Tuftonboro, Stinson lake in Rumney, Town Line pond in the towns of Dorchester and Wentworth, Trout pond in the town of Dorchester and Lamphrey pond in the town of Orford, and in the Contoocook river from the Cheshire mill pond outlet in Jaffrey to the Merrimack river, all waters of Coos county and all other streams in the state inhabited by trout, except Merrimack river, Powwow river, Winnipisaukee river, and Pemigewasset river.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Eaton for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 12, An act relating to the season on brook trout having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted, and the resolution of the Committee adopted.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 104, An act to incorporate the Chickawolnepy Dam and Improvement Company.

House Bill No. 189, An act relating to the taxation of income and dividends.

Senate Bill No. 38, An act relative to the trustees of the Protestant Episcopal Church in New Hampshire.



House Bill No. 14, An act to establish a new apportionment for the assessment of public taxes.

House Bill No. 44, An act changing the name of Plummer and Bog ponds in the town of Sanbornton to Hermit lake.

House Bill No. 71, An act relating to ice fishing on Big Diamond pond.

House Bill No. 106, An act extending the Daniel Webster highway.

House Bill No. 126, An act relating to taking deer in certain towns in Coos county.

House Bill No. 136, An act relative to maintenance of trunk line and state-aided highways by municipalities.

House Bill No. 143, An act relating to the publication of state and provincial records.

House Bill No. 183, An act relating to the taking of quail.

House Bill No. 203, An act relating to motor boats.

House Bill No. 285, An act changing the name of Union lake in the town of Barrington to Swain's pond.

House Joint Resolution No. 83, Joint resolution for the improvement of the road in Hampstead leading through Salem to Lawrence, Massachusetts.

House Joint Resolution No. 102, Joint resolution to provide for printing the report of Samuel H. Mildram upon the various electric public utilities operating in the state.

E. MAUDE FERGUSON,

*For the Committee.*

#### INTRODUCTION OF BILL

Senator Ferguson, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 67, An act to legalize the school meeting held on March 10, 1931, in the town of Hebron.

On motion of Senator Ferguson, the rules were suspended,

printing and reference to committee dispensed with, and the foregoing entitled bill was read a third time and passed.

On motion of Senator Brackett the following resolution was adopted.

*Resolved*, That the rules be suspended and all business in order for this afternoon at three o'clock be made in order at the present time.

### THIRD READINGS

The following bills were read a third time and passed.

House Bill No. 196, An act affirming the acceptance of the Federal Vocational Rehabilitation Act and appropriating money to make the same effective.

House Bill No. 112, An act relating to dairy products.

Senate Bill No. 56, An act relative to taking wild animals and game by lights.

Senate Bill No. 62, An act relating to the open season on salmon.

House Bill No. 8, An act relative to the taking of brook trout from Beaver pond in Woodstock.

House Bill No. 93, An act in relation to the taking of horned pout or bull head.

House Bill No. 158, An act to limit to catch of brook trout in Robartwood lake in the town of Campton and to change the open season for the taking of horned pout from said lake.

House Bill No. 248, An act relating to the taking of fish.

House Bill No. 268, An act relating to the manner of taking deer.

House Bill No. 281, An act relating to public hearings before the fish and game advisory board.

House Bill No. 287, An act to prohibit fishing through the ice in Northwood lake.

House Bill No. 289, An act to close to fishing all tributaries of the Dead Diamond and Swift Diamond rivers located in Second Dartmouth College Grant.

House Bill No. 290, an act to close certain brooks in the towns of Errol and Dummer.

House Bill No. 254, An act relating to the taking of shad.

House Bill No. 86, An act relating to the taking of pick-erel.

On motion of Senator Fernald of District No. 21, the rules were suspended and the following entitled joint resolutions were severally read a third time by caption and passed.

House Joint Resolution No. 2, Joint resolution for the reconstruction of the main highway leading from the Claremont-Unity town line to Sullivan County farm in the town of Unity.

House Joint Resolution No. 6, Joint resolution for the improvement of the road from Ponemah Station to Hollis Depot, so-called.

House Joint Resolution No. 12, Joint resolution for the improvement of the Province road in Gilmanton.

House Joint Resolution No. 19, Joint resolution for improvement of certain road in the town of Northumberland.

House Joint Resolution No. 27, Joint resolution for the completion of the main road leading from Tamworth Village to Wonolancet in the town of Tamworth.

House Joint Resolution No. 31, Joint resolution for the improvement of the West Ossipee road in the town of Madison.

House Joint Resolution No. 49, Joint resolution for the permanent construction of a certain highway in the town of Weare.

On motion of Senator Emery the following resolution was adopted,

*Resolved*, That when the Senate adjourns this afternoon, it adjourn to meet tomorrow morning at nine o'clock and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Fernald of District No. 21, the Senate adjourned.

## FRIDAY, MARCH 13, 1931.

The Senate met according to adjournment.

Senator George having assumed the chair, read the following communication:

Concord, N. H., March 13, 1931.

SENATOR GEORGE:

Please preside for me at to-day's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator George declared the Senate adjourned.

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## MONDAY, MARCH 16, 1931.

The Senate met according to adjournment.

Senator Fernald, Dist. No. 21, having assumed the chair, read the following communication:

Concord, N. H., March 16, 1931.

SENATOR FERNALD, Dist. No. 21:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator Fernald, Dist. No. 21, declared the Senate adjourned.

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## TUESDAY, MARCH 17, 1931.

The Senate met according to adjournment.

## LEAVE OF ABSENCE

Senator Sheehan was granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

## HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 98, An act enlarging the powers of Moore's Falls Corporation.

House Bill No. 101 (In new draft), An act to amend the charter of the Grafton Power Company.

House Bill No. 144, An act relative to clerical assistance in the office of secretary of state.

House Bill No. 168, An act extending the powers of towns with respect to the public health.

House Bill No. 225, An act for the purpose of providing a site for a state armory building in the town of Claremont.

House Bill No. 306, An act to authorize the State Highway Department to dredge the stream bed of the Peabody river in Gorham.

House Bill No. 310, An act relating to the taking of white perch.

House Bill No. 312, An act relating to the payment of interest on highway completion bonds.

House Joint Resolution No. 7, Joint resolution for the reconditioning of a farm to market highway in the town of Barrington.

House Joint Resolution No. 60, Joint resolution providing for the permanent improvement of the road from Sunapee to Springfield.

House Joint Resolution No. 86, Joint resolution for the improvement of the main road from Barrington depot by way of Gonic to Rochester, in the town of Barrington.

The message further stated that the House of Representatives had refused to concur with the Senate in the passage of the following bill and joint resolution.

Senate Bill No. 45, An act relating to fines for cruelty to animals.

Senate Joint Resolution No. 4, Joint resolution in favor of Frank F. Fernald, Senator from District No. 21.

The message further stated that the House of Representatives had passed the following entitled bill with amendment in the passage of which amendment it asked the concurrence of the Honorable Senate.

Senate Bill No. 51, An act relating to collection of fees for licenses to hunt and fish.

Amend section 1 by striking out in lines 4 and 5 and again in lines 11 and 12 the words "the agent shall be liable to interest at ten per cent. per annum on the amount due from the time when it is due until paid, and"; further amend by striking out in line 6 the word "shall" and insert thereof the word "may," so that said section as amended shall read as follows:

1. *Interest and Revocation of Authority.* Amend section 6 of chapter 202 of the Public Laws by adding at the end of said section the following sentence: "If said fees are not paid in full by the fifteenth of each month, the authority of the agent to collect such fees may be revoked by the commissioner," so that said section shall read as follows: 6. *Agent's Accounting.* The agent shall collect a fee of fifteen cents for each license issued from the licensee and shall account to the commissioner for the full face value of all licenses. He shall, on the first day of each month, pay to the commissioner the full face value of all licenses sold. If said fees are not paid in full by the fifteenth of each month, the authority of the agent to collect such fees shall be revoked by the commissioner.

The bill was further amended by striking out the word "day" in the 9th line of the bill and inserting in place thereof the word "week."

On motion of Senator George the Senate concurred with the House of Representatives in the passage of the foregoing amendment.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bills in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate.



Senate Bill No. 42, An act to allow the taking of bass in Partridge lake.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Partridge Lake.* Amend section 7, chapter 200 of the Public Laws, as amended by chapters 23 and 95 of the Laws of 1929, by adding at the end of said section the following: "Black bass of any size and in any quantity may be taken and possessed at any time from the waters of Partridge lake in the towns of Littleton and Lyman," so that said section as amended shall read as follows: 7. Black Bass. Black bass not less than nine inches in length may be taken and possessed from July first to January first, except that in Lake Sunapee bass may in addition be taken by the use of artificial flies, without weight, by casting only, from June fifteenth to July first. A person may take in one day a total of not more than ten pounds of black bass provided that if he has taken less than ten pounds he shall be entitled to take one additional fish. Black bass of any size and in any quantity may be taken and possessed at any time from the waters of Partridge lake in the towns of Littleton and Lyman.

On motion of Senator Brackett the Senate voted to concur with the House of Representatives in the adoption of the foregoing amendment.

House Bill, No. 180, An act relating to annual reports of county officers.

Amend said bill by striking out Section 1 and inserting in place thereof the following:

1. *County Officers, Annual Reports.* Amend Section 1 of Chapter 41 of the Public Laws by striking out all of said section after the word "form" in the fifth line and inserting in place thereof the following, before or during the month of February following. Whoever violates any provision of this section shall be fined twenty-five dollars, said fine to be paid to the treasurer of the county of which said person is an official, so that said section as amended shall read as follows: 1. *Making; Publication; Penalty.* The sheriff, the jailer, the

physician, the clerk of court, the solicitor, the treasurer, the county commissioners and the superintendent of the county farm of each county shall make up their several reports to the close of December thirty-first, annually, and the same shall be printed together in pamphlet form before or during the month of February following. Whoever violates any provision of this section shall be fined twenty-five dollars, said fine to be paid to the treasurer of the county of which said person is an official.

On motion of Senator Fernald of District No. 21, the Senate concurred with the House of Representatives in the adoption of the foregoing amendments.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills and joint resolution.

House Bill No. 80, An act relating to regulation of aviation.

House Bill No. 117, An act prohibiting the sale of hares and rabbits.

House Joint Resolution No. 1, Joint resolution providing for the maintenance of the Sugar Loaf road bordering on Newfound lake in the town of Alexandria.

#### READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on the Judiciary,

House Bill No. 98, An act enlarging the powers of Moore's Falls Corporation.

House Bill No. 101 (In new draft), An act to amend the charter of the Grafton Power Company.

To the Committee on Finance,

House Bill No. 144, An act relative to clerical assistance in the office of Secretary of State.

House Bill No. 312, An act relating to the payment of interest on highway completion bonds.

To the Committee on public health,

House Bill No. 168, An act extending the powers of towns with respect to the Public Health.

To the Committee on Military Affairs and Soldiers' Home,

House Bill No. 225, An act for the purpose of providing a site for a State Armory building in the town of Claremont.

To the Committee on Roads, Bridges and Canals,

House Bill No. 306, An act to authorize the State Highway Department to dredge the stream bed of the Peabody river in Gorham.

To the Committee on Fisheries and Game,

House Bill No. 310, An act relating to the taking of white perch.

On motion of Senator Fernald of District No. 21, the following joint resolutions sent up from the House of Representatives were read a first and second time by caption and referred:

To the Committee on Public Improvements,

House Joint Resolution No. 7, Joint resolution for the reconditioning of a farm to market highway in the town of Barrington.

House Joint Resolution No. 86, Joint resolution for the improvement of the main road from Barrington depot by way of Gonic to Rochester, in the town of Barrington.

To the Committee on Roads, Bridges and Canals,

House Joint Resolution No. 60, Joint resolution providing for the permanent improvement of the road from Sunapee to Springfield.

#### COMMITTEE REPORTS

Senator Blake for the Committee on Revision of Laws, to whom was referred:

Senate Bill No. 29, An act amending chapter 258 of the Public Laws entitled Motor Vehicles carrying Passengers for Hire.

Senate Bill No. 61, An act relating to bridges over Connecticut River.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Emery for the Committee on Public Health, to whom was referred House Bill No. 111, An act relating to beverages.

House Bill No. 314, An act relative to the expiration of licenses for the practice of chiropractic.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Eaton for the Committee on Fisheries and Game, to whom was referred:

Senate Bill No. 52, An act amending chapter 198 of the Public Laws relating to the setting of steel traps, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Senate Bill No. 52 by striking out the first section and inserting in place thereof the following:

Amend Chapter 198 of the Public Laws by adding a new section 23a to follow Section 23 and to read as follows: 23a. *Trails, etc.* No person shall set in the counties of Rockingham, Strafford, Carroll, Belknap, Merrimack, Hillsborough, Cheshire or Sullivan any metal trap in any trail, path or runway which is not on tillage land belonging to him or his parent or parents.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled:

House Bill No. 8, An act relative to the taking of brook trout from Beaver pond in Woodstock.

House Bill No. 80, An act relating to regulation of aviation.

House Bill No. 117, An act prohibiting the sale of hares and rabbits.

House Bill No. 145, An act providing a fee for registering brands for bottles and other containers.

House Bill No. 155, An act in amendment of the charter of the New Hampshire Odd Fellows' Home.

House Bill No. 268, An act relating to the manner of taking deer.

House Bill No. 281, An act relating to public hearings before the fish and game advisory board.

House Bill No. 287, An act to prohibit fishing through the ice in Northwood lake.

House Bill No. 289, An act to close to fishing all tributaries of the Dead Diamond and Swift Diamond rivers located in Second Dartmouth College Grant.

House Bill No. 290, An act to close certain brooks in the towns of Errol and Dummer.

House Bill No. 302, An act in relation to the duties of the attendance officer in the school district of Nashua.

Senate Joint Resolution No. 3, Joint resolution for the recodification and simplification of the fish and game laws.

House Joint Resolution No. 1, Joint resolution providing for the maintenance of the Sugar Loaf road bordering on Newfound lake in the town of Alexandria.

House Joint Resolution No. 6, Joint resolution for the improvement of the road from Ponemah Station to Hollis Depot, so-called.

House Joint Resolution No. 19, Joint resolution for improvement of certain road in the town of Northumberland.

E. MAUDE FERGUSON,

*For the Committee.*

Senator Ferguson for the Committee on Engrossed Bills to whom was referred:

House Bill No. 93, An act in relation to the taking of horned pout or bullhead, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended its passage.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Open Season.* Amend section 15, chapter 200 of the Public Laws, as amended by chapter 25 of the Laws of 1927 and chapter 25 of the Laws of 1929, by striking out the words "June first" in the third and fourth lines and inserting in place thereof the words, "June fifteenth," and by inserting after the words "November first" in the fourth line the words, "provided that no person shall take any such fish from Robartwood lake in the town of Campton except between June fifteenth and September first," so that said section as amended shall read as follows: 15. Horned Pout. Except in the county of Coos and from the Connecticut river, no person shall take any catfish, commonly called horned pout or bullhead, except between June fifteenth and November first, provided that no person shall take any such fish from Robartwood lake in the town of Campton except between June fifteenth and September first; and in no event shall a person take more than a total of forty horned pout between twelve o'clock noon in any day and twelve o'clock noon of the following day.

Further amend said bill by striking out the word "to" in section 2 and inserting in place thereof the word, "shall."

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 112, An act relating to dairy products, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said House bill by striking out section 2.

Further amend said House bill by striking out section 3 thereof and inserting in place thereof the following:

2. *Boards of Health.* Amend said chapter 163 by adding after section 38 the following new section: 38-a. Enforcement. It shall be the duty of the state and local boards of



health to enforce the provisions of sections 32 to 38, inclusive, relating to the adulteration, quality and processing of milk and of other dairy products.

Further amend said House bill by renumbering section 4 to read 3.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson for the Committee on Engrossed Bills to whom was referred:

House Bill No. 158, An act to limit the catch of brook trout in Robartwood lake in the town of Campton and to change the open season for the taking of horned pout from said lake, having considered the same reported the same under Joint Rule No. 6, with the following amendment and recommended its passage:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act relating to the limit of taking brook trout from Robartwood lake.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Brook Trout.* Amend section 5, chapter 200 of the Public Laws, as amended by section 9, chapter 65, Laws of 1927, by inserting after the word "fish" in the fourth line the words, "and provided further that from Robartwood lake in the town of Campton a person may take in one day a total of not more than ten brook trout," so that said section as amended shall read as follows: 5. *Limit.* A person may take in one day a total of not more than five pounds of brook trout provided that so long as he has taken less than five pounds he shall be entitled to take one additional fish, and provided further that from Robartwood lake in the town of Campton a person may take in one day a total of not more than ten brook trout. He may have in his possession at one time a total of not more than two days' legal catch of brook trout. A person may take a total of not more than six salmon, aureolus or lake trout collectively in

one day and a person or party irrespective of the number of persons therein, trolling from any one boat, upon any of the waters of this state, shall not take or kill more than six fish in any one calendar day of the species of salmon, lake trout or aureolus trout collectively; and, for the purposes hereof, each member of the party, and the person or persons in charge of the boat present when any violation of this section takes place, shall all be regarded as principals and shall each be liable for the penalty hereinafter prescribed.

2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson for the Committee on Engrossed Bills to whom was referred:

House Bill No. 248, An act relating to fish, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Open Season.* Amend section 3, chapter 200 of the Public Laws, as amended by section 8, chapter 65, Laws of 1927, by striking out the word "twentieth" in the eighth line and inserting in place thereof the word, "first," so that said section as amended shall read as follows: 3. Lake Trout. Lake trout not less than fifteen inches in length may be taken and possessed from January first to September first, except that those not less than twelve inches in length may be taken and possessed during said period from the waters of Stinson lake in the town of Rumney, and except that those not less than ten inches in length may be taken and possessed from Big Diamond pond and Big Greenough pond from May first to September first. Those of legal length may be taken by the use of a fly only during the month of September from Big Diamond pond and Big Greenough pond.

Amend the title of the bill by striking out the same and inserting in place thereof the following:

An act relating to taking lake trout from Big Diamond pond and Big Greenough pond.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson for the Committee on Engrossed Bills to whom was referred:

House Joint Resolution No. 2, Joint resolution for the reconstruction of the main highway leading from the Claremont-Unity town line to Sullivan County Farm in the town of Unity, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said resolution by striking out the word "by" the second time it occurs in the ninth line and inserting in place thereof the word, "the." Further amend said resolution by striking out the word "by" where it occurs the third time in the ninth line. Further amend said resolution by striking out the words "maintenance fund as provided by chapter 84 of the Public Laws," in the eleventh and twelfth lines and inserting in place thereof the words, "highway funds."

The report was accepted, amendment adopted and the joint resolution sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson for the Committee on Engrossed Bills to whom was referred:

House Joint Resolution No. 12, Joint resolution for the improvement of the Province road in Gilmanton, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended its passage:

Amend said resolution by striking out the word "is" in the second line and inserting in place thereof the word, "are." Further amend said resolution by striking out the words "maintenance fund as provided by chapter 84 of the Public Laws" in the ninth and tenth lines and inserting in place thereof the words, "highway funds."

The report was accepted, amendment adopted and the

joint resolution sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson for the Committee on Engrossed Bills to whom was referred:

House Joint Resolution No. 27, Joint resolution for the completion of the main road leading from Tamworth village to Wonolancet in the town of Tamworth, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said resolution by striking out the word "is" in the second line and inserting in place thereof the word, "are." Further amend said resolution by striking out the words, "maintenance funds as provided by chapter 84 of the Public Laws" in the eighth and ninth lines and inserting in place thereof the words, "highway funds."

The report was accepted, amendment adopted and the joint resolution sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred House Joint Resolution No. 31, Joint resolution for the improvement of the West Ossipee road in the town of Madison, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said resolution by striking out the words "maintenance fund as provided by chapter 84 of the Public Laws," in the tenth and eleventh lines and inserting in place thereof the words, "highway funds."

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson for the Committee on Engrossed Bills, to whom was referred:

House Joint Resolution No. 49, Joint resolution for the permanent construction of a certain highway in the town of Weare, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said resolution by striking out all of said resolution after the word "commissioner" in the seventh line and inserting in place thereof the words, "and the sum appropriated by the state shall be a charge upon the highway funds."

The report was accepted, amendment adopted and the joint resolution sent to the House of Representatives for concurrence in Senate amendment.

#### INTRODUCTION OF BILLS

Senator Little, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Senate Bill No. 68, An act to close Great Pond in Kingston to ice fishing.

Senator Hart, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Insurance.

Senate Bill No. 69, An act relative to the formation of insurance companies.

Senator Ryan, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 70, An act relating to the disposal of automobile fees and fines.

Senator Carroll, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of Laws.

Senate Bill No. 71, An act relative to county appropriations.

On motion of Senator Ryan, the Senate adjourned.

## AFTERNOON

(Senator Ferguson in the Chair)

The following bills were read a third time and passed:

Senate Bill No. 29, An act amending Chapter 258 of the Public Laws entitled Motor Vehicles carrying Passengers for Hire.

Senate Bill No. 52, An act amending chapter 198 of the Public Laws relating to the setting of steel traps.

Senate Bill No. 61, An act relating to bridges over Connecticut River.

House Bill No. 111, An act relating to beverages.

House Bill No. 314, An act relative to the expiration of licenses for the practice of chiropractic.

On motion of Senator Ryan the Senate adjourned.

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WEDNESDAY MARCH 18, 1931.

The Senate met according to adjournment.

## LEAVE OF ABSENCE

Senators Emery and Sheehan were granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

## HOUSE MESSAGE

*Mr. President:* —

The House of Representatives has passed the following entitled bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate.

House Bill No. 42, An act in relation to the salary of the justice of the municipal court of Littleton.

House Bill No. 115 (In new draft and new title), An act relating to the practice of pharmacy and the sale of drugs.

House Bill No. 221, An act relating to the salary of the mayor of Somersworth.



House Bill No. 280, An act relating to oleomargerine and other butter substitutes.

House Joint Resolution No. 33, Joint resolution for the improvement of the road in Ossipee from Ossipee corner to the Maine state line.

House Joint Resolution No. 73, Joint resolution providing for the permanent improvement of the road leading from the Dartmouth College road in the town of Goshen.

House Joint Resolution No. 96, Joint resolution for the improvement of the highway from the junction of the Daniel Webster highway at Wiers bridge to route No. 11 at Gilford railroad station.

House Joint Resolution No. 98, Joint resolution for the improvement of the highway in the towns of Stark and Dummer.

House Joint Resolution No. 100, Joint resolution relating to payment of bonus in recognition of war service of residents of New Hampshire.

House Joint Resolution No. 106, Joint resolution for the improvement of the north road leading from Deerfield Center to Epsom line in the town of Deerfield.

House Joint Resolution No. 107, Joint resolution for the improvement of the Mammoth road in the town of Pelham.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following amendments sent down from the Honorable Senate to the following entitled bills.

House Bill No. 86, An act relating to the taking of pickerel.

House Bill No. 254, An act relating to the taking of shad.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bills, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

House Bill No. 132, An act relating to clerical assistants in the state highway department.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *State Highway Commissioner.* Amend section 6, chapter 83 of the Public Laws, as amended by chapter 8 of the Laws of 1929, by striking out the words "in the state house" in lines two and three, also by striking out the words "an accountant at a salary not exceeding two thousand four hundred dollars a year and" in lines three and four so that said section as amended shall read as follows: 6. ———, *Offices; Assistants.* He shall be provided with suitable quarters for his office and that of the department and may employ such expert and clerical assistance as in his opinion is necessary, subject to the approval of the governor and council as to compensation.

On motion of Senator Fernald of District No. 21, the Senate concurred in the adoption of the foregoing amendment.

House Bill No. 120, An act relative to the penalty for incest.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Penalty Increased.* Amend section 7, chapter 386 of the Public Laws by striking out the words "punished as in case of adultery" in the fourth line and inserting in place thereof the words, "fined not more than one thousand dollars or imprisoned not more than twenty years, or both," so that said section as amended shall read as follows: 7. *Incest.* All persons within the degrees of consanguinity or affinity in which marriages are prohibited or declared by law to be incestuous, who shall intermarry with or carnally know each other, shall be fined not more than one thousand dollars or imprisoned not more than twenty years, or both.

On motion of Senator Fernald of District No. 21, the Senate concurred in the adoption of the foregoing amendment.

House Bill No. 244, An act relating to school committee of the city of Manchester.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Salary, School Committee of Manchester.* Amend sec-

tion 1, chapter 323 of the Laws of 1909, by adding at the end thereof the following: The salary of each member of said school committee, with the exception of the mayor, shall be one hundred dollars a year, so that said section as amended shall read as follows: Section 1. At every election hereafter held in said city of Manchester there shall be elected from each ward one member of the board of school committee, who shall hold his office for the term of two years from the first Tuesday of January next following their election. The salary of each member of said school committee, with the exception of the mayor, shall be one hundred dollars a year.

On motion of Senator Fernald of District No. 21, the Senate concurred in the adoption of the foregoing amendment.

The message further stated that the House of Representatives had passed the following concurrent resolution, in the passage of which it asked the concurrence of the Honorable Senate:

*Resolved*, That the Governor, with the advice and consent of the council, appoint a committee to investigate the subject of the regulation and taxation or licensing of billboards, said committee to serve without pay and said committee to report to the next legislature.

On motion of Senator Hart, the Senate concurred in the adoption of the foregoing concurrent resolution.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill:

Senate Bill No. 67, An act to legalize the school meeting held on March 10, 1931, in the town of Hebron.

The message further stated that the House of Representatives refused to concur in the adoption of amendment sent down from the Honorable Senate to the following entitled bill:

House Bill No. 41, An act relating to bonds of county officers, and asked for a committee of conference. The Speaker has named as members on the part of the House,

Messrs. Wilson, Manchester, Small, Rochester, and Adams of Portsmouth.

On motion of Senator Hart, the Senate voted to accede to the request of the House of Representatives for a committee of conference and the President appointed as members of such committee on the part of the Senate, Senators Hart, Ryan and George.

#### READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Revision of Laws,

House Bill No. 42, An act in relation to the salary of the justice of the municipal court of Littleton.

House Bill No. 221, An act relating to the salary of the mayor of Somersworth.

To the Committee on the Judiciary,

House Bill No. 115 (In new draft and new title), An act relating to the practice of pharmacy and the sale of drugs.

To the Committee on Agriculture,

House Bill No. 280, An act relating to oleomargarine and other butter substitutes.

On motion of Senator Fernald of District No. 21, the following joint resolutions sent up from the House of Representatives were read a first and second time by caption and referred:

To the Committee on Roads, Bridges and Canals,

House Joint Resolution No. 33, Joint resolution for the improvement of the road in Ossipee from Ossipee corner to the Maine state line.

House Joint Resolution No. 73, Joint resolution providing for the permanent improvement of the road leading from the Dartmouth College road in the town of Goshen.

House Joint Resolution No. 106, Joint resolution for the improvement of the North Road leading from Deerfield Center to Epsom line in the town of Deerfield.

House Joint Resolution No. 107, Joint resolution for the improvement of the Mammoth road in the town of Pelham.

To the Committee on Public Improvements,

House Joint Resolution No. 96, Joint resolution for the improvement of the highway from the junction of the Daniel Webster highway at Weirs bridge to route No. 11 at Gilford railroad station.

House Joint Resolution No. 98, Joint resolution for the improvement of the highway in the towns of Stark and Dummer.

To the Committee on Finance,

House Joint Resolution No. 100, Joint resolution relating to payment of bonus in recognition of war service of residents of New Hampshire.

#### COMMITTEE REPORTS

Senator Blake, for the Committee on Revision of Laws, to whom was referred:

House Bill No. 116 (In new draft and new title), An act authorizing the taking of land and easements in land by eminent domain for airports.

House Bill No. 191, An act conditionally exempting from local taxation the property of the Woman's Civic Club of Raymond.

House Bill No. 262, An act relating to itinerant vendors.

House Bill No. 275, An act relating to hawkers and peddlers.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Blake for the Committee on Revision of Laws, to whom was referred:

House Bill No. 171 (In new draft and new title), An act authorizing towns to appropriate money to purchase compensation and liability insurance, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee adopted.

Senator Barry, for the Committee on Finance, to whom was referred:

House Joint Resolution No. 21, Joint resolution for the improvement of the Gilmanton road leading from Alton to Gilmanton line, in the town of Alton.

House Joint Resolution No. 23, Joint resolution for the improvement of the main road leading east from Hudson bridge to Windham town line in the town of Hudson.

House Joint Resolution No. 34, Joint resolution for completing the construction and improvement of the State Aid road in New Hampton as established under Chapter 128, Laws of 1927.

House Joint Resolution No. 50, Joint resolution appropriating funds for the construction of a highway in the town of Landaff.

House Joint Resolution No. 82, Joint resolution for the improvement of certain highways in the town of New Boston.

House Joint Resolution No. 95, Joint resolution providing for a deficiency appropriation for the State Prison.

House Bill No. 272 (In new draft), An act authorizing the city of Portsmouth to provide pensions for school teachers.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bill and joint resolutions ordered to a third reading this afternoon at three o'clock.

Senator Eaton, for the Committee on Banks, to whom was referred:

House Bill No. 123, An act to incorporate the City Savings Bank of Berlin, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Farmer, for the Committee on Agriculture, to whom was referred:



House Bill No. 299, An act relating to the suppression of gypsy and brown-tail moths, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Fernald of District No. 22, for the Committee on Roads, Bridges and Canals, to whom was referred:

House Joint Resolution No. 44, Joint resolution for the reconditioning of the Dover to Manchester highway in the town of Madbury.

House Joint Resolution No. 47, Joint resolution for the permanent improvement of the road in Meredith leading from New Hampton line to Meredith.

House Joint Resolution No. 71, Joint resolution providing for the improvement of the highway from Kelley's corner over the old stage line to Loudon village.

House Bill No. 295, An act designating a certain highway in the town of Barnstead for state aid improvement.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions and bill were severally referred to the Committee on Finance under the rules.

#### TAKEN FROM TABLE

House Bill No. 140 (In Senate new draft), An act relative to taking black bass, having been printed and distributed was taken from the table and ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred:

Senate Bill No. 51, An act relating to collection of fees for licenses to hunt and fish, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage:

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Licenses to Hunt and Fish.* Amend section 6, chapter 202 of the Public Laws, by striking out the words "on the first day" in the third and fourth lines and inserting in place thereof the words, during the first week, and by adding at the end of said section the following: If said fees are not paid in full by the fifteenth of each month the authority of the agent to collect such fees may be revoked by the commissioner, so that said section as amended shall read as follows: 6. *Agent's Accounting.* The agent shall collect a fee of fifteen cents for each license issued from the licensee and shall account to the commissioner for the full face value of all licenses. He shall, during the first week of each month, pay to the commissioner the full face value of all licenses sold. If said fees are not paid in full by the fifteenth of each month the authority of the agent to collect such fees may be revoked by the commissioner.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

#### INTRODUCTION OF BILL

Senator Carroll, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of Laws:

Senate Bill No. 72, An act relating to permits for the registration of motor vehicles.

On motion of Senator Fernald of District No. 21, the following resolution was adopted:

*Resolved,* That the rules be suspended and all business in order for this afternoon at three o'clock be made in order at the present time.

#### THIRD READINGS

The following bills were read a third time and passed:  
House Bill No. 116 (In new draft and new title), An act

authorizing the taking of land and easements in land by eminent domain for airports.

House Bill No. 123, An act to incorporate the City Savings Bank of Berlin.

House Bill No. 140 (In Senate new draft), An act relating to taking black bass.

House Bill No. 299, An act relating to suppression of gypsy and brown-tail moths.

House Bill No. 262, An act relating to itinerant vendors.

House Bill No. 275, An act relating to hawkers and peddlers.

House Bill No. 272 (In new draft), An act authorizing the city of Portsmouth to provide pensions for school teachers.

The following entitled bill was read a third time.

House Bill No. 191, An act conditionally exempting from local taxation the property of the Woman's Civic Club of Raymond.

The question being stated:

Shall the bill pass?

Senator Barry demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative. Senators Robinson, Freese, Hubbard, Fernald of District No. 21, Fernald of District No. 22, and Little.

The following named Senators voted in the negative: Senators Ryan, Colbath, Eaton, Hart, Ferguson, Gerlach, Farmer, Appleton, Blake, Barry, George, Martel and Brackett.

Six Senators having voted in the affirmative and thirteen Senators having voted in the negative, the negative prevailed and the bill did not pass.

On motion of Senator Fernald of District No. 21, the following joint resolutions were severally read a third time by caption and passed:

House Joint Resolution No. 21, Joint resolution for the improvement of the Gilmanton road leading from Alton to Gilmanton line, in the town of Alton.

House Joint Resolution No. 23, Joint resolution for the

improvement of the main road leading east from Hudson bridge to Windham town line in the town of Hudson.

House Joint Resolution No. 34, Joint resolution for completing the construction and improvement of the State aid road in New Hampton as established under Chapter 128, Laws of 1927.

House Joint Resolution No. 50, Joint resolution appropriating funds for the construction of a highway in the town of Landaff.

House Joint Resolution No. 82, Joint resolution for the improvement of certain highways in the town of New Boston.

House Joint Resolution No. 95, Joint resolution providing for a deficiency appropriation for the State Prison.

On motion of Senator Ferguson the Senate adjourned.

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#### THURSDAY, MARCH 19, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 76, An act relating to water supply and sewage disposal.

House Bill No. 122, An act relating to savings banks and trust companies.

House Bill No. 160, An act relating to hawkers and pedlars.

House Bill No. 240, An act relating to city employees.

House Bill No. 255, An act relating to the expiration of operators' licenses.

House Bill No. 291, An act relating to interstate transportation of poor and indigent persons.

House Bill No. 319, An act authorizing the city of Dover to provide pensions for school teachers.

House Joint Resolution No. 32, Joint resolution for the improvement of the Steele's Hill road leading from the Bay meeting-house to the Meredith line, in the town of Sanborn-ton.

The message further stated that the House of Representatives had passed the following entitled bill with amendment in the passage of which amendment it asked the concurrence of the Honorable Senate:

Senate Bill No. 11, "An act relating to the Laconia Home for the Aged."

Amend title of said bill by striking out the words and figures "to amend chapter 242 of the session laws of 1907 entitled, An act to incorporate" and inserting in place thereof the words "relating to" so that said title as amended shall read as follows: "An act relating to the Laconia Home for the Aged."

On motion of Senator Fernald of District No. 21, the Senate concurred in the adoption of the foregoing amendment sent up from the House of Representatives.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills and joint resolutions:

House Bill No. 93, An act in relation to the taking of horned pout or bullhead.

House Bill No. 112, An act relating to dairy products.

House Bill No. 158, An act to limit the catch of brook trout in Robartwood lake in the town of Campton and to change the open season for the taking of horned pout from said lake.

House Bill No. 248, An act relating to fish.

Senate Bill No. 51, An act relating to collection of fees for licenses to hunt and fish.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its

adoption of the amendments offered by the Committee on Engrossed Bills to the following joint resolutions.

House Joint Resolution No. 2, Joint resolution for the reconstruction of the main highway leading from the Claremont-Unity town line to Sullivan County Farm in the town of Unity.

House Joint Resolution No. 12, Joint resolution for the improvement of the Province road in Gilmanton.

House Joint Resolution No. 27, Joint resolution for the completion of the main road leading from Tamworth village to Wonolancet in the town of Tamworth.

House Joint Resolution No. 31, Joint resolution for the improvement of the West Ossipee road in the town of Madison.

House Joint Resolution No. 49, Joint resolution for the permanent construction of a certain highway in the town of Weare.

The message further stated that the House of Representatives had passed the following concurrent resolutions, in the passage of which it asked the concurrence of the Honorable Senate:

*Resolved*, That the Governor and Council be authorized to appoint a commission consisting of five disinterested persons to be a commission to study the subject matter covered by House Bill No. 83, An act relating to the fee for registration of motor vehicles, and House Bill No. 84, An act to regulate transportation by motor truck for hire on the public highways, and make recommendations to the Legislature to be convened in the year 1933. Said members to serve without pay but to be reimbursed for their necessary expenses, while in the business of the commission.

On motion of Senator Hart, the Senate concurred with the House of Representatives in the adoption of the foregoing concurrent resolution.

#### READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred:



To the Committee on Public Health, House Bill No. 76, An act relating to water supply and sewage disposal.

To the Committee on Banks, House Bill No. 122, An act relating to savings banks and trust companies.

To the Committee on Revision of Laws, House Bill No. 160, An act relating to hawkers and peddlers.

House Bill No. 291, An act relating to interstate transportation of poor and indigent persons.

House Bill No. 319, An act authorizing the city of Dover to provide pensions for school teachers.

To the Committee on the Judiciary, House Bill No. 240, An act relating to city employees.

House Bill No. 255, An act relating to the expiration of operators' licenses.

On motion of Senator Fernald of District No. 21, the rules were suspended and the following joint resolution was read by caption and referred,

To the Committee on Public Improvements, House Joint Resolution No. 32, Joint resolution for the improvement of the Steele's Hill road leading from the Bay meeting-house to the Meredith line, in the town of Sanbornton.

#### COMMITTEE REPORTS

Senator Eaton, for the Committee on Public Improvements, to whom was referred,

House Joint Resolution No. 68, Joint resolution for the completion of a farm to market highway in the town of Northwood.

House Joint Resolution No. 75, Joint resolution for the improvement of the main road from New Ipswich to Sharon and Peterborough in the town of New Ipswich.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions referred to the Committee on Finance under the rules.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred,

Senate Bill No. 48, An act providing state aid for sol-

diers and sailors, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred,

House Bill No. 59, An act relative to the adjustment by compromise of legacy and succession taxes.

House Bill No. 257, An act relating to the duties of the Public Service Commission.

House Bill No. 264, An act relating to the dates of village district meetings and town meetings in the town of Bethlehem.

House Bill No. 274, An act relating to investments by guardians.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Eaton, for the Committee on Banks, to whom was referred,

Senate Bill No. 1, An act relating to circulation of false rumors concerning banks, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 1 of the bill by adding after the words "trust company" in the sixth line thereof the words "or any other financial institution under the supervision of the bank commissioner," so that said section as amended shall read:

1. *False Rumors Prohibited.* It shall be unlawful for any person to wilfully and maliciously make, circulate or transmit to another or others any false statement, rumor or suggestion, written, printed, or by word of mouth, which is directly or by inference derogatory to the financial condition or affects the solvency or financial standing of any bank, savings bank or trust company, or any other financial in-

stitution under the supervision of the bank commissioner, doing business in this state, or who shall counsel, aid, procure or induce another to start, transmit or circulate any such statement or rumor.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Eaton, for the Committee on Banks, to whom was referred:

Senate Bill No. 25, An act relating to Legal Investments for Savings Banks and Trust Companies, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The question being stated:

Shall the resolution of the committee be adopted?

Senator Barry offered the following amendment. Amend the resolution of the committee, inexpedient to legislate, by striking out the words "inexpedient to legislate" and substituting therefore the words "Ought to pass," so that said committee report shall read "ought to pass."

(Discussion ensued)

Senator Barry demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Carroll, Barry, Lee and Sheehan.

The following named Senators voted in the negative: Senators Ryan, Colbath, Eaton, Hart, Ferguson, Gerlach, Robinson, Appleton, Blake, Freese, George, Emery, Hubbard, Fernald of District No. 21, Fernald of District No. 22, Little and Brackett.

Four Senators having voted in the affirmative and seventeen Senators having voted in the negative, the negative prevailed and the motion to substitute was lost.

The question being stated:

Shall the resolution of the committee be adopted?

On a *viva voce* vote the affirmative prevailed and the resolution of the committee was adopted.

Senator Appleton, for the Committee on Fisheries and Game to whom was referred:

Senate Bill No. 44, An act relating to the taking of deer, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 1 of the bill by striking out the words "with two or more points to one antler" in the fourth line, and by striking out the words "nor for male deer with less than two points to one antler" in the eleventh line thereof, so that said section as amended shall read:

1. *Deer.* Amend section 2, chapter 198 of the Public Laws, as amended by chapter 55 of the Laws of 1927, by striking out said section and inserting in place thereof the following: 2. *Taking Time.* Male deer may be captured or taken after 6:00 a.m. and before 5:00 p.m. as follows: In the county of Coos from October fifteenth to December first; in the county of Grafton from November first to December sixteenth; in the county of Carroll from November fifteenth to December sixteenth; in the counties of Rockingham, Hillsborough, Cheshire, Sullivan, Merrimack, Strafford and Belknap from December first to December sixteenth. There shall be no open season for female deer.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Appleton, for the Committee on Fisheries and Game, to whom was referred,

Senate Bill No. 66, An act to close Nubanusit lake in the towns of Hancock and Nelson to ice fishing, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 1 of the bill by inserting after the words "Nubanusit lake" in the third line thereof the words "and Spoonwood pond," so that said section as amended shall read:

1. *Ice Fishing Prohibited.* All persons are prohibited from fishing through the ice for a period of five years in Nubanusit lake and Spoonwood pond, so-called, in the towns of Hancock and Nelson.

Amend the title of the bill by inserting after the words "Nubanusit lake" the words "and Spoonwood pond," so that said title as amended shall read:

An act to close Nubanusit lake and Spoonwood pond in the towns of Hancock and Nelson to ice fishing.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Appleton, for the Committee on Fisheries and Game, to whom was referred:

Senate Bill No. 68, An act to close Great Pond in Kingston to ice fishing.

House Bill No. 232, An act relating to the taking of smelt.

House Bill No. 288, An act to close certain brooks to fishing in the township of Success.

House Bill No. 310, An act relating to the taking of white perch.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills ordered to a third reading this afternoon at three o'clock.

Senator Appleton, for the Committee on Fisheries and Game, to whom was referred,

House Bill No. 286, An act limiting the taking of raccoon, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 1 of the bill by striking out the word "ten" in the fourth and seventeenth lines thereof, and substituting the word "twenty," so that said section as amended shall read:

1. *Limitation.* Section 17 of chapter 198 of the Public Laws is hereby amended by adding at the end of the said section the following: No person shall in any manner take more than twenty raccoon in any one season; so that said section as amended shall read as follows: 17. *Taking.* Sable, otter, fisher, mink, marten, muskrat, skunk or fox may be taken and possessed from October tenth to March first, from the counties of Coos, Carroll and Grafton, and

elsewhere from November first to March first. Raccoon may be taken with the aid or by the use of traps set under the restrictions of this title from October twentieth to January first in the counties of Coos, Carroll and Grafton, and from November first to January first in the other counties of the state. No person shall in any manner take more than twenty raccoon in any one season.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

Senate Bill No. 42, An act to allow the taking of bass in Partridge lake.

Senate Bill No. 67, An act to legalize the school meeting held on March 10, 1931, in the town of Hebron.

House Bill No. 180, An act relating to annual reports of county officers.

House Bill No. 196, An act affirming the acceptance of the Federal Vocational Rehabilitation Act and appropriating money to make the same effective.

House Bill No. 254, An act relating to the taking of shad.

House Bill No. 314, An act relative to the expiration of licenses for the practice of chiropractic.

E. MAUDE FERGUSON,

*For the Committee.*

#### BILL RECALLED FROM GOVERNOR

On motion of Senator Brackett, the following resolution was adopted.

*Resolved*, That His Excellency the Governor be requested to return to the Senate for further consideration the following entitled bill.

House Bill No. 272 (in new draft), An act authorizing the city of Portsmouth to provide pensions for school teachers.



## BILL RETURNED FROM THE GOVERNOR

Pursuant to the above request, His Excellency the Governor returned:

House Bill No. 272 (in new draft), An act authorizing the city of Portsmouth to provide pensions for school teachers.

On motion of the same Senator the rules were so far suspended as to allow the reconsideration of the vote on the above bill.

On motion of the same Senator the Senate voted to reconsider the vote whereby the bill passed.

On motion of the same Senator the Senate voted to reconsider the vote whereby the bill was ordered to a third reading.

On motion of the same Senator the Senate voted to recommit the bill to the Committee on Finance.

Senator Little served notice that on some future date he might recall for further consideration:

House Bill No. 275, An act relating to hawkers and peddlers.

On motion of Senator Fernald of District No. 21, the following resolution was adopted:

*Resolved*, That the rules be suspended, and all business in order for this afternoon at three o'clock be made in order at the present time.

## THIRD READINGS

The following bills were read a third time and passed: Senate Bill No. 1, An act relating to circulation of false rumors concerning banks.

Senate Bill No. 44, An act relating to the taking of deer.

Senate Bill No. 66, An act to close Nubanusit lake and Spoonwood pond, in the towns of Hancock and Nelson to ice fishing.

Senate Bill No. 68, An act to close Great pond in Kingston to Ice Fishing.

House Bill No. 59, An act relative to the adjustment by compromise of legacy and succession taxes.

House Bill No. 232, An act relating to the taking of smelt.

House Bill No. 257, An act relating to the duties of the Public Service Commission.

House Bill No. 264, An act relating to the dates of village district meetings and town meetings in the town of Bethlehem.

House Bill No. 274, An act relating to investments by guardians.

House Bill No. 286, An act limiting the taking of raccoon.

House Bill No. 288, An act to close certain brooks to fishing in the township of Success.

House Bill No. 310, An act relating to the taking of white perch.

On motion of Senator Ferguson the following resolution was adopted.

*Resolved*, That when the Senate adjourns this morning, it adjourn to meet tomorrow morning at 9 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Brackett, the Senate adjourned.

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FRIDAY, MARCH 20, 1931.

The Senate met according to adjournment.

Senator George having assumed the chair, read the following communication:

Concord, N. H., March 20, 1931.

SENATOR GEORGE:

Please preside for me at to-day's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, MARCH 23, 1931.

The Senate met according to adjournment.

Senator Fernald, Dist. No. 21, having assumed the chair, read the following communication:

Concord, N. H., March 23, 1931.

SENATOR FERNALD, Dist. No. 21:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator Fernald, Dist. No. 21, declared the Senate adjourned.

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TUESDAY, MARCH 24, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 47, An act relative to motor vehicle identification numbers or marks.

House Bill No. 48, An act relative to motor vehicle accidents.

House Bill No. 49, An act relative to motor vehicle equipment inspection.

House Bill No. 50, An act relative to reflector rear lights for commercial motor vehicles, trucks and trailers.

House Bill No. 51, An act relating to abandoned motor vehicles.

House Bill No. 52, An act relative to reckless operation of motor vehicles.

House Bill No. 114, An act relating to cosmetics.

House Bill No. 283, An act authorizing the disposal of state lands under certain circumstances.

House Bill No. 292, in new draft and new title, An act to abolish the Board of Publicity and create a State Development Commission.

House Bill No. 301, An act relating to aid furnished soldiers, sailors and their minor children.

House Bill No. 316, An act relating to inspection and licensing of ferry boats.

House Bill No. 322, An act relating to the preservation of public records.

House Bill No. 330, An act authorizing the town of Lisbon to issue refunding notes or bonds.

House Joint Resolution No. 101, Joint resolution in favor of the New Hampshire Soldiers' Home.

House Joint Resolution No. 114, Joint resolution to provide for the appointment of a building commission for an addition to the state library.

House Joint Resolution No. 115, Joint resolution to provide for co-operation with the United States Geological Survey in the establishment and maintenance of stream flow gauging stations.

House Bill No. 119, An act relating to common jails and prisoners therein.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bill sent down from the Honorable Senate.

Senate Bill No. 50, An act amending Chapter 200 of the Public Laws regarding the open season for brook trout in Third Connecticut lake and Big Millsfield pond.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bills, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 63, An act to enable the town of Newport, New Hampshire, to refund its indebtedness.

Amend Section 2 of said bill by striking out the words "all acts inconsistent with this act are hereby nullified so far as this act may be concerned."

On motion of Senator Brackett, the Senate concurred in the adoption of the foregoing amendment sent up from the House of Representatives.

House Bill No. 217, An act relating to registering of trade names.

Amend Section 1 of said bill by inserting after the word "by" in the second line the words, striking out said section and further amend said section 1 by striking out the word "partners" in the sixth line and inserting in place thereof the word, "partnerships." Further amend said section 1 by inserting after the word "such" in the eleventh line the word, "existing."

On motion of Senator Fernald of District No. 21, the Senate concurred in the adoption of the foregoing amendment sent up from the House of Representatives.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

Senate Bill No. 51, An act relating to collection of fees for licenses to hunt and fish.

The message further stated that the House of Representatives had refused to concur with the Senate in the passage of the following bills.

Senate Bill No. 21, An act relating to the employment of aliens by the State.

Senate Bill No. 53, An act relating to the taking of pickerel.

#### READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 47, An act relative to motor vehicle identification numbers or marks.

House Bill No. 48, An act relative to motor vehicle accidents.

House Bill No. 49, An act relative to motor vehicle equipment inspection.

House Bill No. 50, An act relative to reflector rear lights for commercial motor vehicles, trucks and trailers.

House Bill No. 51, An act relating to abandoned motor vehicles.

House Bill No. 52, An act relative to reckless operation of motor vehicles.

House Bill No. 119, An act relating to common jails and prisoners therein.

To the Committee on Public Health,

House Bill No. 114, An act relating to cosmetics.

To the Committee on Revision of Laws,

House Bill No. 283, An act authorizing the disposal of state lands under certain circumstances.

House Bill No. 301, An act relating to aid furnished soldiers, sailors and their minor children.

House Bill No. 316, An act relating to inspection and licensing of ferry boats.

To the Committee on Finance,

House Bill No. 292 (in new draft and new title), An act to abolish the Board of Publicity and create a State Development Commission.

To the Committee on State Library,

House Bill No. 322, An act relating to the preservation of public records.

To the Committee on the Judiciary,

House Bill No. 330, An act authorizing the town of Lisbon to issue refunding notes or bonds.

On motion of Senator Hart, the rules were suspended, reference to committee dispensed with, and the foregoing bill was read a third time and passed.

On motion of Senator Fernald of District No. 21, the following joint resolutions were read a first and second time and referred

To the Committee on Finance,



House Joint Resolution No. 114, Joint resolution to provide for the appointment of a building commission for an addition to the state library.

House Joint Resolution No. 115, Joint resolution to provide for co-operation with the United States Geological Survey in the establishment and maintenance of stream flow gauging stations.

To the Committee on Military Affairs and Soldiers' Home,

House Joint Resolution No. 101, Joint resolution in favor of the New Hampshire Soldiers' Home.

#### COMMITTEE REPORTS

Senator Appleton, for the Committee on Public Improvements, to whom was referred House Joint Resolution No. 96, Joint resolution for the improvement of the highway from the junction of the Daniel Webster highway at Wiers bridge to route No. 11 at Gilford railroad station.

House Joint Resolution No. 98, Joint resolution for the improvement of the highway in the towns of Stark and Dummer.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions referred to the Committee on Finance under the rules.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

Senate Bill No. 65, An act relating to taxation on motor boats.

House Bill No. 278, An act relating to powers of voluntary corporations.

House Bill No. 279, An act relative to stockholders in dividend-paying corporations voting by proxy.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

Senate Bill No. 57, An act relating to Waukewan lake in the town of Meredith, having considered the same, reported the same with the following resolution.

*Resolved:* That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Barry, for the Committee on Finance, to whom was referred

House Bill No. 125, An act relating to the salary of the solicitor of Rockingham County.

House Bill No. 137, An act relating to the construction of highway bridges.

House Bill No. 144, An act relative to clerical assistance in the office of the Secretary of State.

House Bill No. 312, An act relating to the payment of interest on highway completion bonds.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills ordered to a third reading this afternoon at three o'clock.

Senator Barry, for the Committee on Finance to whom was referred

House Joint Resolution No. 8, Joint resolution for the improvement of the road leading from the village of Rumney to Stinson lake in the town of Rumney.

House Joint Resolution No. 44, Joint resolution for the reconditioning of the Dover to Manchester highway in the town of Madbury.

House Joint Resolution No. 47, Joint resolution relative to permanent improvement of the road in Meredith leading from New Hampton line to Meredith.

House Joint Resolution No. 52, Joint resolution providing for the permanent improvement of the road in Wakefield leading from Wakefield corner towards East Wakefield and Woodman.

House Joint Resolution No. 71, Joint resolution providing for the improvement of the highway from Kelley's corner over the old stage line to Loudon village.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions ordered to a third reading this afternoon at three o'clock.

Senator Barry, for the Committee on Finance, to whom was referred

House Bill No. 272 (in new draft), An act authorizing the city of Portsmouth to provide pensions for school teachers, having considered the same, reported the same with the following amendment and recommended its passage.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Retirement from Active Service.* The mayor and city council of the city of Portsmouth may, at the request of the superintendent of schools and two-thirds of the members of the school board actually voting in favor thereof, retire from active service any teacher of the public schools who has performed faithful service as a teacher in said Portsmouth for a period of at least thirty consecutive years, and may grant a pension to such retired teacher for a period not exceeding one year at a time. The mayor and city council may, in the same manner, grant a pension, for the same period, to any former teacher of the public schools of said Portsmouth who has performed faithful service as such teacher for a period of at least thirty consecutive years.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

On motion of Senator Emery, the rules were suspended and the foregoing bill was read a third time and passed.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 123, An act to incorporate the City Savings Bank of Berlin, having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended its passage.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act relative to the City Savings Bank of Berlin.

The report was accepted, and the amendment adopted, and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 274, An act relating to investments by guardians, having considered the same, reported the same under Joint Rule No. 6, with the following amendment, and recommended its passage.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Investments by Guardians.* Amend section 22 of chapter 290 of the Public Laws by adding at the end of subsection II thereof the words, "or in the savings department of a national bank or trust company located in this state," so that said section as amended shall read as follows: 22. *Approved Classes.* Every guardian of a minor shall invest, in the name of his ward, or in his own name as guardian, the money and the proceeds of all real and personal property of his ward not required for the ward's support in the following described classes of property only:

I. In notes secured by mortgage of real estate at least double in value of the notes.

II. By deposit in some incorporated savings bank in this state, or in the savings department of a national bank or trust company located in this state.

III. In such other stocks and bonds as are legal investments for savings banks in this state, with the exception of stocks in banking corporations and trust companies.

The report was accepted, the amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 288, An act to close certain brooks to fishing in the township of Success, having considered the same,

reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend section 1 of said bill by striking out all of said section and inserting in place thereof the following:

1. *Prohibition.* All persons are prohibited from fishing, for the period of three years from the passage of this act, in those portions of Bean, Thompson, Meadow, Goose Eye, Clay and Stearns South Branch brooks lying between their sources and the road leading from Berlin to Success pond.

The report was accepted, the amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 51, An act relating to collection of fees for licenses to hunt and fish.

House Bill No. 59, An act relative to the adjustment by compromise of legacy and succession taxes.

House Bill No. 93, An act in relation to the taking of horned pout or bullhead.

House Bill No. 111, An act relating to beverages.

House Bill No. 112, An act relating to dairy products.

House Bill No. 116, An act authorizing the taking of land and easements in land by eminent domain for airports.

House Bill No. 120, An act relative to the penalty for incest.

House Bill No. 132, An act relating to clerical assistants in the state highway department.

House Bill No. 158, An act relating to the limit of taking brook trout from Robartwood lake.

House Bill No. 232, An act relating to the taking of smelt.

House Bill No. 244, An act relating to the school committee of the city of Manchester.

House Bill No. 248, An act relating to taking lake trout from Big Diamond pond and Big Greenough pond.

House Bill No. 257, An act relating to the duties of the public service commission.

House Bill No. 262, An act relating to itinerant vendors.

House Bill No. 264, An act relating to the dates of village district meetings and town meetings in the town of Bethlehem.

House Bill No. 299, An act relating to the suppression of gypsy and brown-tail moths.

House Bill No. 310, An act relating to the taking of white perch.

House Joint Resolution No. 2, Joint resolution for the reconstruction of the main highway leading from the Claremont-Unity town line to Sullivan county farm in the town of Unity.

House Joint Resolution No. 12, Joint resolution for the improvement of the Province road in Gilmanton.

House Joint Resolution No. 21, Joint resolution for the improvement of the Gilmanton road leading from Alton to Gilmanton line, in the town of Alton.

House Joint Resolution No. 23, Joint resolution for the improvement of the main road leading east from Hudson bridge to Windham town line in the town of Hudson.

House Joint Resolution No. 27, Joint resolution for the completion of the main road leading from Tamworth village to Wonolancet in the town of Tamworth.

House Joint Resolution No. 31, Joint resolution for the improvement of the West Ossipee road in the town of Madison.

House Joint Resolution No. 34, Joint resolution for completing the construction and improvement of the state-aid road in New Hampton as established under chapter 128, Laws of 1927.

House Joint Resolution No. 49, Joint resolution for the permanent construction of a certain highway in the town of Weare.

House Joint Resolution No. 50, Joint resolution appropriating funds for the construction of a highway in the town of Landaff.



House Joint Resolution No. 82, Joint resolution for the improvement of certain highways in the town of New Boston.

House Joint Resolution No. 95, Joint resolution for a deficiency appropriation for the state prison.

E. MAUDE FERGUSON,  
*For the Committee.*

#### INTRODUCTION OF JOINT RESOLUTION AND BILLS

Senator Fernald of District No. 22, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following joint resolution which was read a first and second time, laid upon the table to be printed and referred to the Committee on Roads, Bridges and Canals.

Senate Joint Resolution No. 5, Joint resolution for the improvement of the state road leading from Nottingham line to Newmarket line in the town of Lee.

Senator George, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 73, An act disannexing a portion of the town of Canterbury and annexing it to the city of Concord.

Senator Robinson, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Roads, Bridges and Canals.

Senate Bill No. 74, An act to provide for an improved highway from the Dartmouth College road in Newport to the Connecticut river in the town of Cornish.

Senator Brackett, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 75, An act amending chapter 238 of the Public Laws relating to proceedings before the Public Service Commission.

Senator Brackett, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 76, An act relating to liability insurance of State Department heads and employees operating state owned motor vehicles.

#### BILL RECALLED FROM GOVERNOR

On motion of Senator Little the following resolution was adopted.

*Resolved*, that His Excellency the Governor be requested to return to the Senate for further consideration the following entitled bill.

House Bill No. 275, An act relating to hawkers and peddlers.

#### BILL RETURNED FROM GOVERNOR

Pursuant to the above request, the Governor returned House Bill No. 275, An act relating to hawkers and peddlers.

On motion of the same Senator, the rules were so far suspended as to allow the reconsideration of the vote on the foregoing entitled bill.

On motion of the same Senator the Senate voted to reconsider the vote whereby the bill passed.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the bill was ordered to a third reading.

On motion of the same Senator the bill was recommitted to the Committee on Revision of Laws.

Senator Hart served notice that on Wednesday, March 25, he would recall for further consideration

Senate Bill No. 11, An act to amend Chapter 242 of the Session Laws of 1907 entitled An act to incorporate the Laconia Home for the Aged.

On motion of Senator Fernald of District No. 21, the following resolution was adopted:

*Resolved*, That all business in order for three o'clock this afternoon be made in order at the present time.

#### THIRD READINGS

The following bills were read a third time and passed.

Senate Bill No. 65, An act relating to taxation on motor boats.

House Bill No. 125, An act relating to the salary of the solicitor of Rockingham County.

House Bill No. 137, An act relating to the construction of highway bridges.

House Bill No. 144, An act relative to clerical assistants in the office of the Secretary of State.

House Bill No. 278, An act relating to powers of voluntary corporations.

House Bill No. 279, An act relative to stockholders in dividend-paying corporations voting by proxy.

House Bill No. 312, An act relating to the payment of interest on highway completion bonds.

On motion of Senator Fernald of District No. 21, the following joint resolutions were read a third time by caption and passed.

House Joint Resolution No. 8, Joint resolution for the improvement of the road leading from the village of Rumney to Stinson lake in the town of Rumney.

House Joint Resolution No. 44, Joint resolution for the reconditioning of the Dover to Manchester highway in the town of Madbury.

House Joint Resolution No. 47, Joint resolution relative to permanent improvement of the road in Meredith leading from New Hampton line to Meredith.

House Joint Resolution No. 52, Joint resolution providing

for the permanent improvement of the road in Wakefield leading from Wakefield corner towards East Wakefield and Woodman.

House Joint Resolution No. 71, Joint resolution providing for the improvement of the highway from Kelley's corner over the old stage line to Loudon village.

#### DEATH ANNOUNCEMENT

Senator Hart made the following announcement:

*Mr. President:*

It is my sad duty to announce to this body the death of our colleague, the Honorable Courtland F. H. Freese, who has so ably represented in our body the Fourteenth District.

On motion of Senator Hart, the following resolution was adopted.

*Resolved*, That when the Senate adjourns to-day, it be out of respect to the memory of our beloved colleague.

On motion of Senator Fernald of District No. 21, the following resolution was adopted:

*Resolved*, That the President be authorized to appoint a committee to attend the funeral of the late Honorable Courtland F. H. Freese; and that the committee be authorized and instructed to procure a suitable floral tribute.

On motion of Senator George the following resolution was adopted:

*Resolved*, That the Sergeant-at-arms be instructed to obtain transportation for all Senators desiring to attend the funeral.

The President appointed Senators Fernald of District No. 21, Hart, Barry, Emery and Sheehan as members of such committee.

On motion of Senator Brackett, the following resolution was adopted.

*Resolved*, That a committee of three be appointed by the chair to draft and report suitable resolutions on the death of our distinguished colleague, the Honorable Courtland F. H. Freese, of Pittsfield, representing District No. 14.

The President appointed as members of such committee, Senators Brackett, George and Ryan.

On motion of Senator Fernald of District No. 21, the Senate adjourned.

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WEDNESDAY, MARCH 25, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

*Mr. President:*—

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 277, An act authorizing voting trusts in domestic corporation.

House Bill No. 317, An act relating to the appointment of highway agents by selectmen.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill.

Senate Bill No. 12, An act relating to the operation of motor vehicles while under the influence of liquor.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills. to the following bills, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 50, An act amending chapter 200 of the Public laws regarding the open season for brook trout in Third Connecticut lake and Big Millsfield pond.

Amend the title of said bill by striking out the words "amending chapter 200 of the Public Laws."

On motion of Senator Fernald of District No. 21, the Senate concurred in the adoption of the foregoing amendment.

House Bill No. 86, An act relating to the taking of pickerel.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Open Season.* Amend section 11 of chapter 200 of the Public Laws as amended by chapter 66 of the Laws of 1927 by striking out all of said section and inserting in place thereof the following: 11. *Pickarel.* I. Pickarel of any size and in any quantity may be taken and possessed at any time, from Sunapee Lake, Crystal Lake in Enfield, Tewksbury pond in Grafton, Elbow pond in Woodstock, Partridge lake in Lyman and Littleton, Pearl lake in Lisbon, Ogontz lake, Dodge pond, Round pond and Flag pond in Lyman, Ellsworth pond in Ellsworth, Merrymeeting lake in New Durham, Scobie's pond in Derry and Londonderry, Big Dan Hole pond in Ossipee and Tuftonboro, Mason pond in Orford, Rocky pond in Wentworth, Armington pond and Lake Tarleton in Piermont, Newfound Lake in the towns of Hebron, Bridgewater, Bristol and Alexandria, Highland lake, Elbow pond and Bradley pond in Andover, Spofford lake in Chesterfield, Spectacle pond in Groton and Hebron, Rust pond in Wolfeboro, Mirror lake in Tuftonboro, Stinson lake in Rumney, Town Line pond in the towns of Dorchester and Wentworth, Trout pond in the town of Dorchester and Lamphrey pond in the town of Orford, and in the Contoocook river from the Cheshire mill pond outlet in Jaffrey to the Merrimack river, all waters of Coos county and all other streams in the state inhabited by trout, except Merrimack river, Powwow river, Winnepesaukee river, and Pemigewasset river. II. Pickarel not less than twelve inches in length may be taken from Lakes Winnepesaukee, Massabesic, Winnisquam, Asquam, Wentworth and the Connecticut river in Cheshire, Sullivan and Grafton counties, from June first to April first. In the Merrimack river, Powwow river, Winnepesaukee river, Pemigewasset river and all other waters not before mentioned in this section, pickarel not less than twelve inches in length may be taken and possessed from June first to January sixteenth.

On motion of Senator Fernald of District No. 21, the Senate concurred in the adoption of the foregoing amendment.



## READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred to the Committee on the Judiciary.

House Bill No. 277, An act authorizing voting trusts in domestic corporation.

House Bill No. 317, An act relating to the appointment of highway agents by selectmen.

## COMMITTEE REPORTS

Senator Appleton, for the Committee on Public Improvements, to whom was referred

House Bill No. 315, An act relating to state aided highways in the town of Holderness.

House Joint Resolution No. 10, Joint resolution providing for the permanent improvement of the road from Washington to Goshen.

House Joint Resolution No. 22, Joint resolution for the improvement of the road on the West side and North end of Newfound Lake in the town of Hebron.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bill and joint resolutions referred to the Committee on Finance under the rules.

Senator Fernald for the Committee on Roads, Bridges and Canals, to whom was referred

House Joint Resolution No. 33, Joint resolution for the improvement of the road in Ossipee from Ossipee corner to the Maine state line having considered the same, reported the same with the following amendment and recommended its passage.

Amend the caption of House Joint Resolution No. 33 by striking out the following after the word "from": "Ossipee Corner to the Maine State Line." and substituting therefor the words: "the east side trunk line at Ossipee Corner through Granite to the Wakefield Line." so that said caption as amended shall read as follows:

"For the Improvement of the Road in Ossipee from the East Side Trunk Line at Ossipee Corner through Granite to the Wakefield Line."

The report was accepted, amendment adopted and the bill as amended referred to the Committee on Finance under the rules.

Senator Fernald of District No. 22, for the Committee on Roads, Bridges and Canals, to whom was referred

House Joint Resolution No. 60, Joint resolution providing for the permanent improvement of the road from Sunapee to Springfield.

House Joint Resolution No. 73, Joint resolution providing for the permanent improvement of the road leading from the Dartmouth College road in the town of Goshen, to the town of Washington.

House Joint Resolution No. 90, Joint resolution for the improvement of New London road leading from New London town line to West Springfield in the town of Springfield.

House Joint Resolution No. 92, Joint resolution for the completion of a farm to market highway in the town of Pittsfield known as the Catamount road.

House Joint Resolution No. 106, Joint resolution for the improvement of the North road leading from Deerfield Center to Epsom line in the town of Deerfield.

House Joint Resolution No. 107, Joint resolution for the improvement of the Mammoth Road in the town of Pelham.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions severally referred to the Committee on Finance under the rules.

Senator Eaton, for the Committee on Banks, to whom was referred

House Bill No. 122 (In new draft), An act relating to savings banks and trust companies, having considered the same, reported the same in new draft and recommended its passage.

The report was accepted.

(Discussion ensued)

Senator Sheehan moved that

House Bill No. 122 (In new draft), An act relating to savings banks and trust companies, be made a special order for Thursday, April 2, at 11:01.

On a *viva voce* vote the affirmative prevailed.

Senator Emery demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Carroll, Robinson, Barry, Lee, Sheehan, and Martel.

The following named Senators voted in the negative: Senators Colbath, Eaton, Hart, Ferguson, Gerlach, Appleton, Blake, George, Emery, Hubbard, Fernald of District No. 21, Fernald of District No. 22, Little and Brackett.

Seven Senators having voted in the affirmative and fourteen Senators having voted in the negative, the negative prevailed and the motion was lost.

Senator Sheehan offered the following amendment:

1. Amend Section 20 of Chapter 262 by striking out the whole of Section 20 and substituting the following:

20. ———. Any officer or trustee of any savings bank or savings department who knowingly and wilfully does any act forbidden to him or to such bank by any of the provisions of law regulating any limiting investments of savings banks, or who knowingly and wilfully aids or abets the doing of any act so forbidden to such bank or any other officer or trustee thereof, or who knowingly and wilfully fails to do any act required him by any such provision, or who knowingly and wilfully fails to do any act which is required of such bank by any such provision the performance of which is imposed on him by the by-laws or regulations of the bank or by law, or the responsibility for the non-performance of which is placed upon him by the law regulating and limiting the investments of savings banks, shall, in addition to the penalties otherwise prescribed, be personally liable for all loss which the bank shall suffer by reason of such illegal investment.

Any trustee of any savings bank or savings department who fails to exercise and discharge the duties commonly devolving upon such a trustee, shall be personally liable and subject likewise to the penalty of this section. It shall be the duty of the commissioner to sue for and recover such loss in an action of debt for the benefit of such bank.

On a *viva voce* vote the amendment was not adopted.

Senator Sheehan demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative. Senators Ryan, Carroll, Robinson, Barry, Lee, Sheehan and Martel.

The following named Senators voted in the negative. Senators Colbath, Eaton, Hart, Ferguson, Gerlach, Farmer, Appleton, Blake, George, Emery, Hubbard, Fernald of District No. 21, Fernald of District No. 22, Little and Brackett.

Seven Senators having voted in the affirmative and fifteen Senators having voted in the negative, the negative prevailed and the amendment was not adopted.

On motion of Senator Fernald of District No. 21, the rules were suspended, and the bill read a third time and passed.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

Senate Bill No. 3, An act providing for assistance to aged and dependent persons, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

Senate Bill No. 55, An act in amendment of Chapter 118 of the Public Laws relating to scholars, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the Committee adopted.

Senator Ferguson, for the Committee on the Judiciary to whom was referred

House Bill No. 98, An act enlarging the powers of Moore's Falls Corporation.

House Bill No. 101, An act to amend the Charter of the Grafton Power Company.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted.

Senator Barry moved that the foregoing bills together with the reports of the Committee on the Judiciary, be laid upon the table for further consideration Tuesday, March 31st.

The question being stated:

Shall the bills and reports be laid upon the table?

On a *viva voce* vote the affirmative prevailed.

#### MAJORITY AND MINORITY REPORT

A majority of the Committee on the Judiciary to whom was referred

Senate Bill No. 47, An act to establish a two platoon system for the fire department of the city of Manchester, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

H. H. HART,  
E. MAUDE FERGUSON,  
FRANK F. FERNALD.

*For a majority of the Committee.*

A minority of the Committee on the Judiciary to whom was referred Senate Bill No. 47, An act to establish a two-platoon system for the fire department of the city of Manchester, having considered the same, reported the same without amendment and recommended its passage.

JOHN J. SHEEHAN.

*For a minority of the Committee.*

Senator Lee moved that the report of the minority be substituted for that of the majority and with that motion pending, it be made a special order for Tuesday, March 31, at 11:05.

On a *viva voce* vote the affirmative prevailed and the motion was adopted.

#### INTRODUCTION OF BILLS

Senator Fernald of District No. 22, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 77, An act relative to the ocean boulevard.

Senator Colbath, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 78, An act relating to the salaries of the commissioners for the county of Hillsborough.

Senator Eaton, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 79, An act relating to the Union School District in the town of Littleton.

Senator Ferguson, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 80, An act relating to the powers of the school district of Hanover.

Senator Carroll, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second



time, laid upon the table to be printed and referred to the Committee on Revision of Laws.

Senate Bill No. 81, An act relating to the police commission of Laconia.

Senator Appleton, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 82, An act relating to registration of motor vehicle repairers.

#### BILL RECALLED FROM GOVERNOR

On motion of Senator Hart, the following resolution was adopted.

*Resolved*, that His Excellency the Governor be requested to return to the Senate for further consideration the following entitled bill.

Senate Bill No. 11, An act to amend Chapter 242 of the Session Laws of 1907 entitled "An act relating to the Laconia Home for the Aged."

#### BILL RETURNED FROM GOVERNOR

Pursuant to the above request, the Governor returned to the Senate for further consideration the above entitled bill.

On motion of the same Senator, the rules were so far suspended as to allow the reconsideration of the vote on the above entitled bill.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the foregoing entitled bill passed.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the foregoing entitled bill was ordered to a third reading.

On motion of the same Senator, the Senate voted to report bill inexpedient to legislate, subject matter being covered by existing law.

On motion of Senator Colbath the following resolution was adopted.

*Resolved*, That all business in order for this afternoon at three o'clock be made in order at the present time.

#### THIRD READING

The following bill was read a third time and passed:

Senate Bill No. 3 (in new draft and new title), An act providing for assistance to aged and dependent persons.

On motion of Senator Farmer the Senate adjourned.

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#### THURSDAY, MARCH 26, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate.

House Bill No. 224, An act relating to life insurance.

House Bill No. 303, An act to extend the aid for dependent mothers and children.

House Bill No. 328, An act legalizing the proceedings of the annual town meeting held in the town of Auburn on March 10, 1931.

House Bill No. 334, An act to legalize the annual town meeting of Gilford March 10, 1931, and the adjourned meeting thereof March 14, 1931.

House Bill No. 335, An act legalizing the town meeting of Weare held Tuesday, March 11 and Wednesday, March 12, 1931.

House Bill No. 340, An act legalizing the proceedings of the annual town meeting held in the town of Tuftonboro on March 10, 1931.

House Bill No. 62, An act extending the powers of the insurance commissioner.

House Joint Resolution No. 113, Joint resolution for the improvement of the highway from Loudon village over the old stage mail line to Kelly's corner in Gilmanton.

House Bill No. 261, An act relating to the regulation of small loans.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bills:

Senate Bill No. 33, An act regulating the number of lake trout to be taken through the ice.

Senate Bill No. 46, An act to close the north branch of Gale river to fishing.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill with amendment.

House Bill No. 272 (in new draft), An act authorizing the city of Portsmouth to provide pensions for school teachers.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills and joint resolutions:

House Bill No. 123, An act to incorporate the City Savings Bank of Berlin.

House Bill No. 274, An act relating to investments by guardians.

House Bill No. 288, An act to close certain brooks to fishing in the township of Success.

The message further stated that the House of Representatives had passed the following entitled bill with amendment in the passage of which amendment it asked the concurrence of the Honorable Senate.

Senate Bill No. 62, An act relating to the open season on salmon.

Amend section 2 of said bill by striking out the word "twentieth" in line 9 and inserting in place thereof the word

"first" so that said section as amended shall read as follows: 2. *Salmon*. Salmon not less than fifteen inches in length may be taken and possessed from April first to September first, except that salmon not less than twelve inches in length may be taken and possessed from the waters of Umbagog lake, the Androscoggin river and the Connecticut river from May twentieth to September first, and except that salmon not less than ten inches in length may be taken and possessed from Big Diamond pond from May first to September first. Those of legal length may be taken by the use of a fly only, during the month of September from First and Second Connecticut lakes, Big Diamond pond and Connecticut river.

On motion of Senator Fernald of District No. 21, the Senate concurred with the House of Representatives in the passage of the foregoing amendment.

#### READ AND REFERRED

The following entitled bills were sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Judiciary,

House Bill No. 224, An act relating to life insurance.

House Bill No. 328, An act legalizing the proceedings of the annual town meeting held in the town of Auburn on March 10, 1931.

On motion of Senator Emery, the rules were suspended, reference to committee dispensed with and the foregoing entitled bill was read a third time and passed.

To the Committee on Revision of Laws,

House Bill No. 303, An act to extend the aid for dependent mothers and children.

To the Committee on the Judiciary,

House Bill No. 334, An act to legalize the annual town meeting of Gilford March 10, 1931, and the adjourned meeting thereof March 14, 1931.

On motion of Senator Fernald of District No. 21, the rules were suspended, reference to committee dispensed

with and the foregoing entitled bill was read a third time and passed.

To the Committee on the Judiciary,

House Bill No. 335, An act legalizing the town meeting of Weare held Tuesday, March 11 and Wednesday, March 12, 1931.

House Bill No. 340, An act legalizing the proceedings of the annual town meeting held in the town of Tuftonboro on March 10, 1931.

On motion of Senator Fernald of District No. 21, the rules were suspended, reference to committee dispensed with and the foregoing entitled bill read a third time and passed.

To the Committee on the Judiciary,

House Bill No. 62, An act extending the powers of the insurance commissioner.

House Bill No. 261, An act relating to the regulation of small loans.

On motion of Senator Fernald of District No. 21 the rules were suspended and the following joint resolution sent up from the House of Representatives read a first and second time by caption and referred:

To the Committee on Roads, Bridges and Canals,

House Joint Resolution No. 113, Joint resolution for the improvement of the highway from Loudon village over the old stage mail line to Kelley's corner in Gilmanton.

#### COMMITTEE REPORTS

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

House Bill No. 276, An act relating to business corporations.

House Bill No. 265, An act authorizing the city of Franklin to issue bonds for the purpose of funding the indebtedness incurred by it in replacing Republican bridge over the Pemigewasset river in said city.

House Bill No. 298, An act relating to municipal waterworks.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on Engrossed Bills to whom was referred:

House Joint Resolution No. 71, Joint resolution providing for the improvement of the highway from Kelley's corner over the old stage line to Loudon village, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said joint resolution by striking out the first six lines of said resolution and inserting in place thereof the following:

That the sum of five hundred dollars (\$500) for the year 1931 and a like sum for 1932 be and hereby is appropriated for the improvement of the highway from Kelley's corner in lower Gilmanton over the old stage line to Loudon village provided that the town of Gilmanton appropriates two hundred and fifty dollars (\$250) for each of the two years for the same purpose.

The report was accepted, amendment adopted and the joint resolution as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills to whom was referred House Bill No. 125, An act relating to the salary of the solicitor for Rockingham County, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said bill by striking out the words "two thousand" in the sixth line and inserting in place thereof the words, "fifteen hundred."

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills to whom was referred House Bill No. 144, An act relative



to clerical assistance in the office of secretary of state, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said bill by inserting the word, "annual," before the word "salary" in the fourth line of section 1.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson for the Committee on Engrossed Bills to whom was referred House Joint Resolution No. 8, Joint resolution for the improvement of the road leading from the village of Rumney to Stinson lake in the town of Rumney, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said resolution by striking out the words "maintenance fund as provided by chapter 84 of the Public Laws," in the ninth and tenth lines and inserting in place thereof the words, "highway funds."

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolution:

Senate Bill No. 12, An act relating to the operation of motor vehicles while under the influence of liquor.

Senate Bill No. 63, An act to enable the town of Newport, New Hampshire, to refund its indebtedness.

House Bill No. 86, An act relating to the taking of pickerel.

House Bill No. 137, An act relating to the construction of highway bridges.

House Bill No. 217, An act relating to registering of trade names.

House Bill No. 272, An act authorizing the city of Portsmouth to provide pensions for school teachers.

House Bill No. 278, An act relating to powers of voluntary corporations.

House Joint Resolution No. 44, Joint resolution for the reconditioning of the Dover to Manchester highway in the town of Madbury.

### E. MAUDE FERGUSON

#### *For the Committee*

On motion of Senator Fernald of District No. 21, the rules were so far suspended as to allow the introduction of a committee report not previously advertised in the journal.

Senator Fernald of District No. 21, for the Committee on Revision of Laws, to whom was referred House Bill No. 42, An act in relation to the salary of the justice of the municipal court of Littleton, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

On motion of Senator Fernald of District No. 21, the rules were suspended and the foregoing entitled bill was read a third time and passed.

On motion of Senator Fernald of District No. 21, the following resolution was adopted.

*Resolved*, That the rules be suspended and all business in order for this afternoon at three o'clock be made in order at the present time.

#### THIRD READINGS

The following bills were read a third time and passed:

House Bill No. 265, An act authorizing the city of Franklin to issue bonds for the purpose of funding the indebtedness incurred by it in replacing Republican bridge over the Pemigewasset river in said city.

House Bill No. 276, An act relating to business corporations.

House Bill No. 298, An act relating to municipal waterworks.

On motion of Senator Hart, the rules were so far suspended as to allow the reconsideration of the vote whereby Senate Bill No. 11, An act to amend Chapter 242 of the Session Laws of 1907 entitled "An act relating to the Laconia Home for the Aged," was voted inexpedient to legislate.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the Senate voted to concur in the amendment of the House to the foregoing entitled bill.

On motion of Senator Hubbard, the following resolution was adopted.

*Resolved*, That when the Senate adjourns this morning it adjourn to meet Friday morning at 9 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Gerlach, the Senate adjourned.

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FRIDAY, MARCH 27, 1931.

The Senate met according to adjournment.

Senator George having assumed the chair, read the following communication:

Concord, N. H., March 27, 1931.

SENATOR GEORGE:

Please preside for me at to-day's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator George declared the Senate adjourned.

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MONDAY, MARCH 30, 1931.

The Senate met according to adjournment.

Senator Fernald, Dist. No. 21, having assumed the chair, read the following communication:

Concord, N. H., March 30, 1931.

SENATOR FERNALD, Dist. No. 21:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator Fernald, Dist. No. 21, declared the Senate adjourned.

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TUESDAY, MARCH 31, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 309, An act providing for a temporary closed season on ruffed grouse in the county of Coos.

House Bill No. 324, An act constituting a permanent state agency entitled New Hampshire Shore and Beach Preservation and Development Commission.

House Bill No. 325, An act relating to vacancies on institutional boards.

House Bill No. 327, An act to authorize the county of Hillsborough to issue bonds.

House Bill No. 329, An act amending the charter of the New Hampshire Centennial Home for the Aged.

House Bill No. 331, An act uniting Bartlett town district and Bartlett special district.

House Joint Resolution No. 18, Joint resolution in favor of Mrs. Joseph Curran, Mrs. Abijah H. Barrett, Sr., and Mrs. George W. Wilder.

House Joint Resolution No. 108, Joint resolution relating to the filling of a channel of the Piscataqua river in Portsmouth.

The message further stated that the House of Representatives had refused to concur with the Senate in the passage of the following bills:

Senate Bill No. 17, An act relating to the salary of the clerk of the Manchester Municipal Court.

Senate Bill No. 56, An act relative to taking wild animals and game by lights.

The message further stated that the House of Representatives requested the Honorable Senate to return to the House.

Senate Bill No. 11, An act to amend chapter 242 of the session laws of 1907 entitled, An act to incorporate the Laconia Home for the Aged.

#### MESSAGE FROM THE GOVERNOR

His Excellency the Governor appeared and delivered the following message to the Senate.

MR. PRESIDENT,

*Honorable Senators:*

May I bring to your attention at this time a matter that I believe is of paramount importance to the people of New Hampshire. It has to do with the regulation of rates charged by Public Utility Corporations operating within New Hampshire.

The Public Service Commission of New Hampshire is charged with regulating Public Service Corporations under the law. Among other things the Public Statutes direct that "every public utility shall furnish such service and facilities as shall be reasonably safe and adequate and in all respects just and reasonable." The Statute further states that "Every charge that is unjust or unreasonable, or in excess of that allowed by law or by order of the Commission, is prohibited." In order to carry out specifically the statutory obligation of the Commission to regulate rates charged by utility companies the Commissioners were

unanimous in stating to me the need of the power granted under Senate Bill No. 75. The only alternative to protect the users of light and power would be an additional appropriation which would be paid out of the pockets of the general taxpayers, whether or not they lived within the area served by the utility company under investigation, and regardless of whether they were consumers or nonconsumers of light and power elsewhere. I am convinced beyond any reasonable doubt that any rate investigation undertaken by the Public Service Commission without adequate means to get the facts is a mere formality and a farce. After a struggle that culminated in a series of political acrobatics that attracted attention throughout the United States and that contributed materially to smashing a one-term precedent for Executives that had held for more than half a century, the control of the New Hampshire Public Service Commission was placed in the hands of men whose sole interest is to faithfully perform the duties incumbent upon them as public servants. To do this it is necessary that they have tools to work with. The electorate was aware of this situation and the delegates to both major conventions pledged their respective parties to take effective action.

The Republican Platform reads, "We pledge the Republican Party to appropriate funds and delegate sufficient authority to the Public Service Commission to ensure protection of the public." The Democratic Platform on this issue is even more specific: "We believe in the preservation of the rights of the public in all of our natural resources, including water powers. We believe also in the strict supervision of the cost to the consumer of power developed by these water powers, whether to the householder, the merchant or the manufacturer, with sufficient authority in the Public Service Commission and the appropriation of adequate funds to carry out these principles."

My acquaintance with the members of this Legislature convinces me that those gathered here in this session of 1931 will not knowingly see these pledges reduced to mere scraps of paper after this issue has been brought to their attention.



Senate Bill No. 75, introduced by Senator Brackett and recommended by the Public Service Commission, gives the Commission authority to charge back the cost of a rate investigation to the public utility investigated. Today the cost of the defense against lowering rates by public utilities is borne by the consumers who pay the rates objected to as unreasonable. A statute exactly similar to the pending bill was adopted by the Federal Congress pertaining to regulation of rates within the District of Columbia.

The Public Service Commission, when sitting on a rate case, is compelled to find on the facts that are introduced as evidence. The Legislative appropriations in the past have not been sufficient to permit the Commission to engage experts to make a complete and thorough investigation. Therefore, as a practical matter they have been compelled to reach their decisions based largely on evidence introduced by the utility company, under investigation.

Any decision reached by the Commission in regard to reasonableness of rates is subject to appeal and review by the Supreme Court of the State.

There is one amendment to the bill which I would suggest. Under the present statute if a stated number of customers or subscribers request an investigation the Commission is directed to make such investigation. If under the authority granted in this bill a thorough investigation has been made I believe that the right to request another investigation within a five-year period be subject to the approval of the Commission unless otherwise directed by the Legislature. This would prevent small minorities subjecting an entire community to continuous investigation at the expense of the communities.

The activity of certain gentlemen since this legislation was introduced prompts me to restate my attitude toward the general practice of lobbying. "For your information, Chapter 4, Section 28, compels all paid lobbyists to register with the Secretary of State. The record is open for your inspection. It is proper that you give these gentlemen a courteous hearing; but may I remind you that the public

retains no lobby. The people of New Hampshire depend on you to represent, defend and protect their interests in accordance with your oath of office."

## READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on Fisheries and Game,

House Bill No. 309, An act providing for a temporary closed season on ruffed grouse in the county of Coos.

To the Committee on Finance,

House Bill No. 324, An act constituting a permanent state agency entitled New Hampshire Shore and Beach Preservation and Development Commission.

To the Committee on the Judiciary,

House Bill No. 325, An act relating to vacancies on institutional boards.

House Bill No. 327, An act to authorize the county of Hillsborough to issue bonds.

House Bill No. 329, An act amending the charter of the New Hampshire Centennial Home for the Aged.

House Bill No. 331, An act uniting Bartlett town district and Bartlett special district.

On motion of Senator Fernald of District No. 21, the rules were suspended, and the following joint resolutions were read a first and second time and referred:

To the Committee on the Judiciary,

House Joint Resolution No. 108, Joint resolution relating to the filling of a channel of the Piscataqua river in Portsmouth.

To the Committee on Claims,

House Joint Resolution No. 18, Joint resolution in favor of Mrs. Joseph Curran, Mrs. Abijah H. Barrett, Sr., and Mrs. George W. Wilder.

## COMMITTEE REPORTS

Senator Barry, for the Committee on Finance to whom was referred

House Joint Resolution No. 68, Joint resolution for the completion of a farm to market highway in the town of Northwood.

House Joint Resolution No. 75, Joint resolution for the improvement of the main road from New Ipswich to Sharon and Peterborough in the town of New Ipswich.

House Joint Resolution No. 96, Joint resolution for the improvement of the highway from the junction of the Daniel Webster highway at Weirs bridge to route No. 11 at Gilford railroad station.

House Joint Resolution No. 98, Joint resolution for the improvement of the highway in the towns of Stark and Dummer.

House Joint Resolution No. 100, Joint resolution relating to payment of bonus in recognition of war service of residents of New Hampshire.

House Joint Resolution No. 107, Joint resolution for the improvement of the Mammoth road in the town of Pelham.

House Joint Resolution No. 114, Joint resolution to provide for the appointment of a building commission for an addition to the State Library.

House Joint Resolution No. 115, Joint resolution to provide for co-operation with the United States Geological Survey in the establishment and maintenance of stream flow gauging stations.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions ordered to a third reading this afternoon at three o'clock.

Senator Barry, for the committee on finance, to whom was referred

House Bill No. 292 (in new draft and new title), An act to abolish the board of publicity and create a state development commission, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Fernald of District No. 22, for the committee on roads, bridges and canals, to whom was referred

Senate Joint Resolution No. 5, Joint resolution for the improvement of the state road leading from Nottingham line to Newmarket line in the town of Lee.

House Bill No. 306, An act to authorize the state highway department to dredge the stream bed of the Peabody river in Gorham.

Senate Bill No. 74, An act to provide for an improved highway from the Dartmouth college road in Newport to the Connecticut river in the town of Cornish.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolution and bills referred to the committee on finance under the rules.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

House Bill No. 47, An act relative to motor vehicle identification numbers or marks.

House Bill No. 48, An act relative to motor vehicle accidents.

House Bill No. 49, An act relative to motor vehicle equipment inspection.

House Bill No. 50, An act relative to reflector rear lights for commercial motor vehicles, trucks and trailers.

House Bill No. 51, An act relating to abandoned motor vehicles.

House Bill No. 52, An act relative to reckless operation of motor vehicles.

House Bill No. 115 (In new draft and new title), An act relating to the practice of pharmacy and the sale of drugs.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

House Bill No. 255, An act relating to the expiration of operators' licenses, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

Senate Bill No. 64, An act to render unlawful all disturbance of radio waves used for radio telephoning, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

House Bill No. 240, An act relating to city employees, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The question being stated:

Shall the resolution of the committee be adopted?

Senator Ryan offered the following amendment. Amend the report of the committee by substituting the report ought to pass for the resolution of the committee, inexpedient to legislate.

(Discussion ensued)

Senator Sheehan demanded a roll call.

The clerk proceeded to call the roll.

The following named Senators voted in the affirmative. Senators Ryan, Barry, Lee, Sheehan and Martel.

The following named Senators voted in the negative. Senators Colbath, Eaton, Hart, Ferguson, Carroll, Gerlach, Robinson, Farmer, Appleton, George, Emery, Hubbard, Fernald of District No. 21, Fernald of District No. 22, Little and Brackett.

Five Senators having voted in the affirmative and sixteen Senators having voted in the negative, the negative prevailed and the motion to substitute was lost.

The question being stated:

Shall the resolution of the committee be adopted?

On a *viva voce* vote the affirmative prevailed and the resolution of the committee was adopted.

Senator Ferguson, for the Committee on Engrossed Bills to whom was referred

Senate Bill No. 62, An act relating to the open season on salmon, having considered the same reported the same under Joint Rule No. 6 with the following amendment and recommended its passage.

Amend section 1 of said bill by striking out the entire section and inserting in place thereof the following:

1. *Open Season.* Amend section 2, chapter 200 of the Public Laws, as amended by section 7, chapter 65, Laws of 1927, by striking out the word "fifteenth" in the second line and inserting in place thereof the word, "first," and by striking out the word "twentieth" in the eighth line and inserting in place thereof the word, "first," so that said section as amended shall read as follows: 2. *Salmon.* Salmon not less than fifteen inches in length may be taken and possessed from April first to September first, except that salmon not less than twelve inches in length may be taken and possessed from the waters of Umbagog lake, the Androscoggin river and the Connecticut river from May twentieth to September first, and except that salmon not less than ten inches in length may be taken and possessed from Big Diamond pond from May first to September first. Those of legal length may be taken by the use of a fly only during the month of September from First and Second Connecticut lakes, Big Diamond pond and the Connecticut river.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on engrossed bills to whom was referred



House Bill No. 122, An act relating to savings banks and trust companies, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend section 12 of said bill by striking out the word "under" in the ninth line and inserting in place thereof the word, "upon."

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

#### SPECIAL ORDER

Senator Lee called for the special order, it being

Senate Bill No. 47, An act to establish a two platoon system for the fire department of the city of Manchester.

The question being stated:

Shall the report of the minority, ought to pass, be substituted for that of the majority, inexpedient to legislate?

(Discussion ensued)

Senator Lee demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative. Senators Ryan, Colbath, Carroll, Robinson, Farmer, Barry, Lee, Sheehan, Martel and Little.

The following named Senators voted in the negative. Senators Eaton, Hart, Ferguson, Gerlach, Appleton, George, Emery, Hubbard, Fernald, and Brackett.

Ten Senators having voted in the affirmative and eleven Senators having voted in the negative, the negative prevailed and the motion to substitute was lost.

On a *viva voce* vote the affirmative prevailed and the resolution of the committee was adopted.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 33, An act regulating the number of lake trout to be taken through the ice.

Senate Bill No. 46, An act to close the north branch of Gale river to fishing.

Senate Bill No. 50, An act regarding the open season for brook trout in Third Connecticut lake and big Millsfield pond.

House Bill No. 42, An act in relation to the salary of the justice of the municipal court of Littleton.

House Bill No. 123, An act relative to the City Savings Bank of Berlin.

House Bill No. 265, An act authorizing the city of Franklin to issue bonds for the purpose of funding the indebtedness incurred by it in replacing Republican bridge over the Pemigewasset river in said city.

House Bill No. 274, An act relating to investments by guardians.

House Bill No. 276, An act relating to business corporations.

House Bill No. 279, An act relative to stockholders in dividend-paying corporations voting by proxy.

House Bill No. 288, An act to close certain brooks to fishing in the township of Success.

House Bill No. 298, An act relating to municipal waterworks.

House Bill No. 328, An act legalizing the proceedings of the annual town meeting held in the town of Auburn on March 10, 1931.

House Bill No. 330, An act authorizing the town of Lisbon to issue refunding notes or bonds.

House Bill No. 334, An act to legalize the annual town meeting of Gilford, March 10, 1931, and the adjourned meeting thereof, March 14, 1931.

House Bill No. 340, An act legalizing the proceedings of the annual town meeting held in the town of Tuftonboro on March 10, 1931.

House Joint Resolution No. 47, Joint resolution for the

permanent improvement of the road in Meredith leading from New Hampton line to Meredith.

House Joint Resolution No. 52, Joint resolution providing for the permanent improvement of the road in Wakefield leading from Wakefield corner towards East Wakefield and Woodman.

E. MAUDE FERGUSON,

*For the Committee.*

Senator Brackett, under a suspension of the rules, sixteen Senators having actually voted in the affirmative, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed, and referred to the Committee on the Judiciary.

Senate Bill No. 83, An act legalizing the proceedings of the annual town meeting held in the town of Milford on March 10, 1931.

Senator Colbath, under a suspension of the rules, sixteen Senators having actually voted in the affirmative, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 84, An act ratifying and legalizing the votes and action of the Coos County delegation relating to an appropriation for the erection of buildings at the Coos county farm.

On motion of Senator Colbath, the rules were suspended, reference to committee dispensed with and the foregoing entitled bill was read a third time and passed.

Senator Appleton, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Senate Bill No. 85, An act allowing fly fishing only in Moody pond in the town of Weare.

On motion of Senator Fernald, District No. 21, the following resolution was adopted.

*Resolved*, That the rules be suspended and all business in

order for this afternoon at three o'clock be made in order at the present time.

## THIRD READINGS

The following bills were read a third time and passed.

House Bill No. 47, An act relative to motor vehicle identification numbers or marks.

House Bill No. 48, An act relative to motor vehicle accidents.

House Bill No. 49, An act relative to motor vehicle equipment inspection.

House Bill No. 50, An act relative to reflector rear lights for commercial motor vehicles, trucks and trailers.

House Bill No. 51, An act relative to abandoned motor vehicles.

House Bill No. 52, An act relative to reckless operation of motor vehicles.

House Bill No. 115 (In new draft and new title), An act relating to the practice of pharmacy and the sale of drugs.

House Bill No. 292 (In new draft and new title), An act to abolish the Board of Publicity and create a State Development Commission.

On motion of Senator Fernald of District No. 21, the following joint resolutions were read a third time and passed.

House Joint Resolution No. 68, Joint resolution for the completion of a farm to market highway in the town of Northwood.

House Joint Resolution No. 75, Joint resolution for the improvement of the main road from New Ipswich to Sharon and Peterborough in the town of New Ipswich.

House Joint Resolution No. 96, Joint resolution for the improvement of the highway from the junction of the Daniel Webster highway at Weirs bridge to route No. 11 at Gilford railroad station.

House Joint Resolution No. 98, Joint resolution for the improvement of the highway in the towns of Stark and Dummer.

House Joint Resolution No. 100, Joint resolution relating to payment of bonus in recognition of war service of residents of New Hampshire.

House Joint Resolution No. 107, Joint resolution for the improvement of the Mammoth road in the town of Pelham.

House Joint Resolution No. 114, Joint resolution to provide for the appointment of a building commission for an addition to the State Library.

House Joint Resolution No. 115, Joint resolution to provide for co-operation with the United States Geological Survey in the establishment and maintenance of stream flow gauging stations.

On motion of Senator Brackett the Senate adjourned.

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WEDNESDAY, APRIL 1, 1931.

The Senate met according to adjournment.

#### LEAVE OF ABSENCE

Senators Blake and Sheehan were granted leave of absence on account of important business.

#### HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 29, An act relating to correction of check-lists in the city of Keene.

House Bill No. 72, An act relative to repair and construction work of the Boston & Maine Railroad.

House Bill No. 82 (in new draft and new title), An act relating to the redemption of property sold for taxes and deeds given by tax collectors.

House Bill No. 236 (in new draft and with new title), An act relating to bonds of certain town officers.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its

adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills and joint resolutions:

House Bill No. 125, An act relating to the salary of the solicitor for Rockingham county.

House Bill No. 144, An act relative to clerical assistance in the office of the Secretary of State.

House Joint Resolution No. 8, Joint resolution for the improvement of the road leading from the village of Rumney to Stinson lake in the town of Rumney.

House Joint Resolution No. 71, Joint resolution providing for the improvement of the highway from Kelley's corner over the old stage line to Loudon Village.

#### READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Revision of Laws,

House Bill No. 29, An act relating to correction of check-lists in the city of Keene.

To the Committee on the Judiciary,

House Bill No. 72, An act relative to repair and construction work of the Boston & Maine Railroad.

House Bill No. 82 (in new draft and new title), An act relating to the redemption of property sold for taxes and deeds given by tax collectors.

House Bill No. 236 (in new draft and with new title), An act relating to bonds of certain town officers.

#### COMMITTEE REPORTS

Senator Fernald, District 21, for the Committee on Revision of Laws, to whom was referred House Bill No. 160, An act relating to hawkers and peddlers.

House Bill No. 259, An act relating to village district meetings.

House Bill No. 283, An act authorizing the disposal of state lands under certain circumstances.

House Bill No. 291 (in new draft and new title), An act



relating to interstate transportation of poor and indigent persons.

House Bill No. 301, An act relating to aid furnished soldiers, sailors, and their minor children.

House Bill No. 316, An act relating to inspection and licensing of ferry boats.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading at three o'clock this afternoon.

Senator Fernald, District 21, for the Committee on Revision of Laws, to whom was referred House Bill No. 303, An act to extend the aid for dependent mothers and children, having considered the same, reported the same with the following amendments and recommended that the bill as amended ought to pass:

Amend Section 3 of the Bill by inserting after the word "act" in the first line the words, "as amended by Chapter 145 of the laws of 1929," so that said section as amended shall read as follows:

Sec. 3. *Investigation.* Amend Section 12 of said act, as amended by Chapter 145 of the laws of 1929, by striking out the words "within fourteen days from the time when the application is made," so that said section as amended shall read as follows: 12. *Investigation.* It shall be the duty of the secretary of the state board to investigate the facts stated in the application and make written recommendation of the amount of support such parent should receive. If the state board find that the applicant is entitled to relief they shall make such allowance to the parent as, in their opinion, is just.

Amend Section 2 of the Bill by inserting after the figures, "108" in the first line of said section the words, "as amended by Chapter 145 of the laws of 1929," so that said section as amended shall read as follows:

Sec. 2. *Extension.* Amend said chapter 108 as amended by chapter 145 of the laws of 1929 by inserting immediately following section 14 the following new section:

14a. *Motherless Children.* The parent of a motherless child may be given aid not exceeding eight dollars a month for each such child, provided (a) the mother is deceased or has abandoned the home or is mentally or physically incapacitated and under treatment in an institution; (b) the child is living with the parent; (c) the parent by means of such aid is enabled to maintain his home by employing a suitable caretaker, and such employment would be impossible without such aid; (d) such caretaker, in the judgment of the state board, is a proper person morally, physically and mentally to bring up the child; (e) such caretaker engages in no employment not approved by the state board; (f) the parent has been a resident of this state for at least two years before he applies for aid; (g) the parent is engaged in a lawful and gainful occupation where same is available and approved by the state board, and contributes regularly from his wages toward the maintenance of his home an amount satisfactory to the state board.

The report was accepted, amendments adopted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Fernald, District 21, to whom was referred House Bill No. 176, An act relating to the terms of office of members of zoning boards of adjustment, having considered the same reported the same with the following resolution:

*Resolved,* That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Fernald, District 21, to whom was referred House Bill No. 275, An act relating to hawkers and peddlers, having considered the same reported the same with the following resolution:

*Resolved,* That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred Senate Bill No. 80, An act relating to the powers of the school district of Hanover, having considered

the same reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Emery, for the Committee on Public Health, to whom was referred House Bill No. 168, An act extending the powers of towns with respect to the public health, having considered the same reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Emery, for the Committee on Public Health, to whom was referred Senate Joint Resolution No. 1, Joint resolution for the appointment of a commission to investigate the cancer situation in this State, and the matter of rendering state aid to residents suffering from said disease, having considered the same reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution offered by the committee adopted.

Senator Emery, for the Committee on Public Health, to whom was referred House Bill No. 76, An act relating to water supply and sewage disposal, having considered the same reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution offered by the committee adopted.

Senator Emery, for the Committee on Public Health, to whom was referred House Bill No. 113, An act relating to narcotics, having considered the same reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Emery, for the Committee on Public Health, to whom was referred House Bill No. 114, An act relating to

cosmetics, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution offered by the committee adopted.

Senator Emery, for the Committee on Claims and Incorporations, to whom was referred House Joint Resolution No. 26, Joint resolution in favor of Boyd E. Mercer.

House Joint Resolution No. 40, Joint resolution in favor of John P. Heath, administrator of the estate of Albert M. Meigs for overpayment of legacy and succession tax.

House Joint Resolution No. 48, Joint resolution in favor of Perry T. Hastings.

House Joint Resolution No. 56, Joint resolution in favor of George F. Chamberlain of St. Johnsbury, Vermont, for damages which he received on account of collision with a State Highway truck.

Having considered the same reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions referred to Committee on Finance under the rules.

Senator Eaton, for the Committee on Public Improvements, to whom was referred House Joint Resolution No. 86, Joint resolution for the improvement of the main road from Barrington depot by way of Gonic to Rochester, in the town of Barrington.

House Joint Resolution No. 32, Joint resolution for the improvement of the Steele's Hill road leading from the Bay meeting-house to the Meredith line, in the town of Sanbornton.

House Joint Resolution No. 7, Joint resolution for the reconditioning of a farm to market highway in the town of Barrington.

Having considered the same reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions referred to the Committee on Finance under the rules.

Senator Fernald, District 21, for the Committee on Revi-

sion of Laws to whom was referred Senate Bill No. 71, An act relative to county appropriations, having considered the same reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Fernald, District No. 21, the bill was recommitted to the Committee on Revision of Laws for further reconsideration.

#### CONCURRENT RESOLUTION

Senator Appleton offered the following concurrent resolution:

WHEREAS, During the World War the State of New Hampshire gave over 18,000 of her sons to the service of the United States, and

WHEREAS, Many of these veterans came back from that war broken in mind and in body, and in need of immediate medical and surgical treatment and

WHEREAS, It is quite apparent that there is great need for a Government Hospital for the care and treatment of not only New Hampshire World War veterans, but those of the neighboring states of Maine and Vermont, who cannot be cared for at the present time due to the lack of facilities in the government hospitals in southern New England, and

WHEREAS, We believe that this is a matter which should have the serious consideration of the people of the State, particularly the members of this Legislature, and

WHEREAS, The geographical position of the State of New Hampshire is such that with a government hospital situated in our state would best meet the needs of the northern New England area,

*Therefore Be It Resolved*, By the New Hampshire Legislature in General Court convened that the Director of Veterans' Affairs and the Federal Board of Hospitalization be requested to give serious consideration to the needs of the World War veterans in northern New England who are in need of hospital treatment, and

*Be It Further Resolved*, That should the Federal Board of

Hospitalization decide to erect a hospital in this area, that the same be constructed in this State, and

*Be It Further Resolved*, That a copy of this resolution be transmitted by the Secretary of State to the proper governmental authorities.

On motion of Senator Ryan the resolution was adopted.

#### INTRODUCTION OF BILLS

Senator Carroll, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Revision of Laws.

Senate Bill No. 86, An act relative to the election of officers of the city of Laconia.

On motion of Senator Fernald, District No. 21, the following resolution was adopted:

*Resolved*, That the rules be suspended and all business in order for this afternoon at three o'clock be made in order at the present time.

#### THIRD READINGS

The following bills were read a third time and passed:

House Bill No. 160, An act relating to hawkers and peddlers.

House Bill No. 259, An act relating to village district meetings.

House Bill No. 283, An act authorizing the disposal of state lands under certain circumstances.

House Bill No. 291 (New draft and new title), An act relating to interstate transportation of poor and indigent persons.

House Bill No. 301, An act relating to aid furnished soldiers, sailors and their minor children.

House Bill No. 316, An act relating to inspection and licensing of ferry boats.

House Bill No. 303, An act to extend the aid for dependent mothers and children.



Senate Bill No. 80, An act relating to the powers of the school district of Hanover.

House Bill No. 168, An act extending the powers of towns with respect to the Public Health.

On motion of Senator Eaton the Senate adjourned.

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THURSDAY, APRIL 2, 1931.

The Senate met according to adjournment.

#### LEAVES OF ABSENCE

Senators Farmer and Blake were granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:*

The House of Representatives has concurred with the Senate in the passage of the following bills.

Senate Bill No. 60, An act relating to assignments for the benefit of creditors.

Senate Bill No. 66, An act to close Nubanusit lake and Spoonwood pond in the towns of Hancock and Nelson to ice fishing.

Senate Bill No. 68, An act to close Great pond in Kingston to ice fishing.

The message further stated that the House of Representatives had passed the following entitled bills, in the passage of which it asked the concurrence of the Honorable Senate.

House Bill No. 64, An act relating to the salaries of county solicitors.

House Bill No. 97, An act relating to the salary of the mayor of the city of Laconia.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills.

Senate Bill No. 62, An act relating to the open season on salmon.

House Bill No. 122, An act relating to savings banks and trust companies.

The message further stated that the House of Representatives had passed the following entitled bills with amendment in the passage of which it asked the concurrence of the Honorable Senate:

House Bill No. 140 (in Senate new draft), An act relative to taking black bass.

Amend section one by inserting after the word: "Winnetoesaukee" in lines three and four and seven the words: "Asquam Lakes"; further amend said section by inserting after the word "follows" in line five the figure "7" so that said section as amended shall read as follows:

1. Amend section 7, chapter 200 of the Public Laws, as amended by chapter 95 of the Laws of 1929, by inserting after the word "Sunapee" in the third line the words "Lake Winnetoesaukee, Asquam Lakes and Lake Wentworth in the town of Wolfeboro" so that said section as amended shall read as follows: 7. Black Bass. Black bass not less than nine inches in length may be taken from July first to January first, except that in Lake Sunapee, Lake Winnetoesaukee, Asquam Lakes and Lake Wentworth in the town of Wolfeboro, bass may in addition be taken by the use of artificial flies without weight, by casting only from June fifteenth to July first. A person may take in one day a total of not more than ten pounds of black bass provided that if he has taken less than ten pounds he shall be entitled to take one additional fish.

On motion of Senator George, the Senate concurred in the adoption of the amendment to the foregoing bill sent up from the House of Representatives.

Senate Bill No. 13, An act in amendment of section 17 of chapter 241 of the Laws of 1893, as amended by chapter 316 of the Laws of 1917, and chapter 271 of the Laws of 1921, relating to the city of Laconia,

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Amend the title of said bill by striking out all the said title and inserting in place thereof the following new title:

An act relating to the salary of the city clerk of the city of Laconia.

Amend section 1 by striking out the whole of said section and inserting in place thereof a new section 1 as follows:

1. Amend section 17 of chapter 241 of the Laws of 1893, as amended by chapter 316 of the Laws of 1917, as amended by chapter 271 of the Laws of 1921, by striking out in lines 2 and 3 the following: "word nine" and inserting in place thereof the following: "words nine hundred"; further amend by striking out in line 4 the following: "word fifteen" and inserting in place thereof the following words "three thousand"; further amend by striking out in line 9 the following: "fifteen hundred" and inserting in place thereof the following: "three thousand"; further amend by adding at the end of said section the following: "All fees received in the city clerk's office shall be turned over by the city clerk to the city treasurer for the use of the city of Laconia," so that said section as amended shall read as follows:

Section 1. Amend section 17 of said chapter as amended by chapter 316 of the Laws of 1917 as follows: Strike out the words "nine hundred" in the last full line, and insert in the place thereof the words "three thousand," so that said section as amended shall read as follows: Sect. 17. The mayor and council shall, at their first meeting May 3, 1893, and thereafter annually, on the fourth Tuesday of March, meet for the purpose of taking their respective oaths, and shall elect a city clerk who shall be clerk of the city council and have a salary of three thousand dollars per annum. All fees received in the city clerk's office shall be turned over by the city clerk to the city treasurer for the use of the city of Laconia.

On motion of Senator Fernald of District No. 21, the Senate concurred with the House of Representatives in the adoption of the amendment to the foregoing entitled bill.

## READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 64, An act relating to the salaries of county solicitors.

House Bill No. 97, An act relating to the salary of the mayor of the city of Laconia.

On motion of Senator Carroll the foregoing entitled bill was recalled from the Committee on the Judiciary and referred to the Committee on Revision of Laws.

## COMMITTEE REPORTS

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

House Bill No. 72, An act relative to repair and construction work of the Boston and Maine Railroad.

Senate Bill No. 73, An act disannexing a portion of the town of Canterbury and annexing it to the city of Concord.

Senate Bill No. 76, An act relating to liability insurance of state department heads and employees operating state owned motor vehicles.

House Bill No. 331, An act uniting Bartlett town district and Bartlett special district.

House Bill No. 317, An act relating to the appointment of highway agents by selectmen.

Having considered the same, reported the same without amendments and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

Senate Bill No. 79, An act relating to the union school district in the town of Littleton, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

On motion of Senator Hart, the foregoing entitled bill was recommitted to the Committee on the Judiciary.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

Senate Bill No. 77, An act relative to the Ocean Boulevard, having considered the same, reported the same with the following amendment and recommended its passage.

Strike out in line 12 of Section 1 after the word, "hereby," the word, "directed," and substitute therefor the word, "authorized," so that said section as amended shall read as follows:

Section 1. *Authority to Adjust Claims.* The governor and council are hereby authorized to make such conveyances, releases and purchases as they may deem advisable to adjust the disputed claims along the Ocean Boulevard. If a satisfactory adjustment of said matters cannot be made the attorney-general is hereby authorized to take whatever action may be necessary promptly to secure a court decision establishing the extent of said boulevard and the title of the state to the land claimed in fee or as an easement.

The report was accepted, amendment adopted and the bill as amended was ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

House Bill No. 277, An act authorizing voting trusts in domestic corporations, having considered the same reported the same with the following amendment and recommended its passage.

Strike out Section 3 of said bill and re-number Section 4, so that said section as amended shall read as follows:

Section 3. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

House Bill No. 335, An act legalizing the town meeting of Weare held Tuesday, March 11, and Wednesday, March 12, 1931, having considered the same, reported the same with the following amendment and recommended its passage.

Strike out Section 1 of said bill and substitute therefor the following:

Sect. 1. *Proceedings Legalized.* All acts of the town of Weare at the annual meeting held Tuesday, March 10, and Wednesday, March 11, 1931, are hereby legalized, ratified, and confirmed.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

Senate Bill No. 78, An act relating to the salaries of the commissioners for the county of Hillsborough, having considered the same, reported the same with the following resolution.

*Resolved,* That it is inexpedient to legislate.

The report was accepted.

The question being stated:

Shall the resolution of the committee be adopted?

Senator Sheehan offered the following amendment:

Amend the resolution of the committee inexpedient to legislate, by striking out the words, "inexpedient to legislate," and substituting therefore the words, "ought to pass," so that said committee report shall read "ought to pass."

(Discussion ensued)

Senator Barry demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Colbath, Eaton, Carroll, Lee, Sheehan and Martel.

The following named Senators voted in the negative: Senators Hart, Ferguson, Gerlach, Appleton, Barry, George, Emery, Hubbard, Fernald, Fernald, Little and Brackett.

Seven Senators having voted in the affirmative, and twelve



Senators having voted in the negative, the negative prevailed and the motion to substitute was lost.

Senator Fernald of District No. 21, moved that the Senate reconsider the vote whereby the motion to substitute was lost.

Senate Fernald of District No. 21, demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Colbath, Eaton, Carroll, Barry, Lee, Sheehan and Martel.

The following named Senators voted in the negative: Senators Hart, Ferguson, Gerlach, Appleton, George, Emery, Hubbard, Fernald, Fernald, Little and Brackett.

Eight Senators having voted in the affirmative and eleven Senators having voted in the negative the negative prevailed and the motion to reconsider the vote was lost.

The question being stated:

Shall the resolution of the committee be adopted?

Senator Barry demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Hart, Ferguson, Gerlach, Appleton, Barry, George, Emery, Hubbard, Fernald, Fernald, Little and Brackett.

The following named Senators voted in the negative: Senators Ryan, Colbath, Eaton, Carroll, Lee, Sheehan and Martel.

Twelve Senators having voted in the affirmative and seven Senators having voted in the negative, the affirmative prevailed and the resolution of the Committee was adopted.

Senator Barry served notice that on Tuesday, April 7, he would move that the Senate reconsider their vote on report of committee "inexpedient to legislate" on Senate Bill No. 78, An act relating to the salaries of the commissioners for the county of Hillsborough.

Senator Barry, for the Committee on Finance to whom was referred

Senate Bill No. 74, An act to provide for an improved highway from the Dartmouth College road in Newport to the Connecticut river in the town of Cornish.

House Bill No. 306, An act to authorize the State High-

way Department to dredge the stream bed of the Peabody river in Gorham.

House Bill No. 324, An act constituting a permanent state agency entitled New Hampshire Shore and Beach Preservation and Development Commission.

House Joint Resolution No. 10, Joint resolution providing for the permanent improvement of the road from Washington to Goshen.

House Joint Resolution No. 22, Joint resolution for the improvement of the road on the west side and north end of Newfound lake in the town of Hebron.

House Joint Resolution No. 33, Joint resolution for the improvement of the road in Ossipee from the east side trunk line at Ossipee corner through Granite to the Wakefield line.

House Joint Resolution No. 60, Joint resolution providing for the permanent improvement of the road from Sunapee to Springfield.

House Joint Resolution No. 73, Joint resolution providing for the permanent improvement of the road leading from the Dartmouth College road in the town of Goshen, to the town of Washington.

House Joint Resolution No. 90, Joint resolution for the improvement of New London road leading from New London town line to West Springfield in the town of Springfield.

House Joint Resolution No. 92, Joint resolution for the completion of a farm to market highway in the town of Pittsfield known as the Catamount road.

House Joint Resolution No. 106, Joint resolution for the improvement of the north road leading from Deerfield Center to Epsom line in the town of Deerfield.

Senate Joint Resolution No. 5, Joint resolution for the improvement of the state road leading from Nottingham line to Newmarket line in the town of Lee.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills and joint resolu-

tions severally ordered to a third reading this afternoon at three o'clock.

Senator Barry, for the Committee on Finance, to whom was referred

House Bill No. 295, An act designating a certain highway in the town of Barnstead for state aid improvement, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

On motion of Senator Brackett, the foregoing entitled bill was recommitted to the Committee on Finance for further consideration.

Senator Fernald of District No. 21, for the Committee on Revision of Laws, to whom was referred

House Bill No. 221, An act relating to the salary of the mayor of Somersworth.

House Bill No. 319, An act authorizing the city of Dover to provide pensions for school teachers.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Hubbard, for the Committee on State Library, to whom was referred

House Bill No. 322, An act relating to the preservation of public records, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill referred to the Committee on Finance under the rules.

Senator Ferguson, for the Committee on Engrossed Bills to whom was referred

House Joint Resolution No. 96, Joint resolution for the improvement of the highway from the junction of the Daniel Webster highway at Weirs bridge to route No. 11 at Gilford railroad station, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of seventeen thousand five hundred dollars (\$17,500) for the year 1931, and a like sum for the year 1932, be and hereby are appropriated for the improvement of the road from the junction of the Daniel Webster highway at Weirs bridge to route No. 11 at Gilford railroad station, provided that the city of Laconia appropriates seven thousand five hundred dollars (\$7,500) and the town of Gilford five thousand dollars (\$5,000) for each of the two years. Said sums appropriated by the state, the city and the town shall be expended under the direction of the highway commissioner and the sums appropriated by the state shall be a charge upon the highway funds.

The report was accepted, amendment adopted and the joint resolution as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills to whom was referred

House Joint Resolution No. 114, Joint resolution to provide for the appointment of a building commission for an addition to the State Library, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend the caption of said joint resolution by striking out the same and inserting in place thereof the following:

Joint resolution to provide for a commission to consider the question of an addition to the State Library.

The report was accepted, amendment adopted and the joint resolution as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills to whom was referred

House Bill No. 115, An act relating to the practice of pharmacy and the sale of drugs, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend section 1 of said bill by striking out the word

“act” where it occurs in the sixth and fifteenth lines and inserting in place thereof the word, “chapter.”

Amend section 4 of said bill by striking out the comma after the word “drugs” in the seventh line and inserting in place thereof the word, “and.”

Amend section 5 of said bill by striking out the word “act” in the seventh line and inserting in place thereof the word, “chapter.”

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 312, An act relating to the payment of interest on highway completion bonds, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend section 1 of said bill by striking out the figure “6” in the fifth line and inserting in place thereof the figure, “3,” and by striking out the words, “state treasurer is hereby authorized to draw” in the said fifth line and inserting in place thereof the words, “governor is hereby authorized to draw his warrant.”

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint résolutions:

Senate Bill No. 62, An act relating to the open season on salmon.

House Bill No. 49, An act relative to motor vehicle equipment inspection.

House Bill No. 50, An act relative to reflector rear lights for commercial motor vehicles, trucks and trailers.

House Bill No. 51, An act relating to abandoned motor vehicles.

House Bill No. 52, An act relative to reckless operation of motor vehicles.

House Joint Resolution No. 68, Joint resolution for the completion of a farm to market highway in the town of Northwood.

House Joint Resolution No. 75, Joint resolution for the improvement of the main road from New Ipswich to Sharon and Peterborough, in the town of New Ipswich.

House Joint Resolution No. 98, Joint resolution for the improvement of the highway in the towns of Stark and Dummer.

House Joint Resolution No. 100, Joint resolution relating to payment of bonus in recognition of war service of residents of New Hampshire.

House Joint Resolution No. 107, Joint resolution for the improvement of the Mammoth road in the town of Pelham.

House Joint Resolution No. 115, Joint resolution to provide for co-operation with the United States Geological Survey in the establishment and maintenance of stream flow gauging stations.

House Bill No. 47, An Act relative to motor vehicle identification number or marks.

House Bill No. 48, An Act relative to motor vehicle accidents.

House Bill No. 125, An act relating to the salary of the solicitor of Rockingham county.

House Bill No. 144, An act relative to clerical assistance in the office of the secretary of state.

House Joint Resolution No. 8, Joint resolution for the improvement of the road leading from the village of Rumney to Stinson lake, in the town of Rumney.

House Joint Resolution No. 71, Joint resolution providing for the improvement of the highway from Kelley's corner over the old stage line to Loudon village.

E. MAUDE FERGUSON

*For the Committee.*



Senator Fernald of District No. 21, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled joint resolution which was read a first and second time, laid upon the table to be printed and referred to the Committee on Roads, Bridges and Canals.

Senate Joint Resolution No. 6, Joint resolution for the permanent improvement of the main highway, known as Derry road, leading from the Haverhill road to the Danville line in the town of Kingston.

Senator Hart, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 87, An act repealing the laws relating to trusts created by writing.

Senator Hart moved that the rules be suspended, printing and reference to committee dispensed with, and the foregoing entitled bill be placed upon its third reading and final passage at the present time.

(Discussion ensued)

Senator Hart demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Hart, Ferguson, Gerlach, Appleton, George, Emery, Hubbard, Fernald, Fernald and Little.

The following named Senators voted in the negative: Senators Ryan, Carroll, Barry, Lee, Sheehan and Martel.

Ten Senators having voted in the affirmative and six Senators having voted in the negative the affirmative prevailed and the bill was read a third time and passed.

On motion of Senator Fernald of District No. 21, the following resolution was adopted:

*Resolved*, That the rules be suspended, and all business in order for this afternoon at three o'clock be made in order at the present time.

## THIRD READINGS

The following bills were read a third time and passed.

House Bill No. 72, An act relating to repair and construction work of the Boston and Maine Railroad.

Senate Bill No. 73, An act disannexing a portion of the town of Canterbury and annexing it to the city of Concord.

Senate Bill No. 74, An act to provide for an improved highway from the Dartmouth College road in Newport to the Connecticut river in the town of Cornish.

Senate Bill No. 76, An act relating to liability insurance of state department heads and employees operating state owned motor vehicles.

Senate Bill No. 77, An act relative to the Ocean Boulevard.

House Bill No. 221, An act relating to the salary of the mayor of Somersworth.

House Bill No. 277, An act authorizing voting trusts in domestic corporations.

House Bill No. 306, An act to authorize the State Highway Department to dredge the stream bed of the Peabody river in Gorham.

House Bill No. 317, An act relating to the appointment of highway agents by selectmen.

House Bill No. 319, An act authorizing the city of Dover to provide pensions for school teachers.

House Bill No. 324, An act constituting a permanent state agency entitled New Hampshire Shore and Beach Preservation and Development Commission.

House Bill No. 331, An act uniting Bartlett town district and Bartlett special district.

House Bill No. 335, An act legalizing the town meeting of Weare held Tuesday, March 10, and Wednesday, March 11, 1931.

On motion of Senator Fernald of District No. 21, the following joint resolutions were read a third time by caption and passed:

Senate Joint Resolution No. 5, Joint resolution for the improvement of the state road leading from Nottingham line to Newmarket line in the town of Lee.

House Joint Resolution No. 10, Joint resolution providing for the permanent improvement of the road from Washington to Goshen.

House Joint Resolution No. 22, Joint resolution for the improvement of the road on the west side and north end of Newfound Lake in the town of Hebron.

House joint Resolution No. 33, Joint resolution for the improvement of the road in Ossipee from the east side trunk line at Ossipee corner through Granite to the Wakefield line.

House Joint Resolution No. 60, Joint resolution for the permanent improvement of the road from Sunapee to Springfield.

House Joint Resolution No. 73, Joint resolution providing for the permanent improvement of the road leading from the Dartmouth College road in the town of Goshen.

House Joint Resolution No. 90, Joint resolution for the improvement of New London road leading from New London town line to West Springfield in the town of Springfield.

House Joint Resolution No. 92, Joint resolution for the completion of a farm to market highway in the town of Pittsfield known as the Catamount road.

House Joint Resolution No. 106, Joint resolution for the improvement of the north road leading from Deerfield Center to Epsom line in the town of Deerfield.

On motion of Senator Ferguson, the following resolution was adopted:

*Resolved*, That when the Senate adjourns this afternoon, it adjourn to meet tomorrow morning at 9 o'clock and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Fernald of District No. 21, the Senate adjourned.

FRIDAY, APRIL 3, 1931.

The Senate met according to adjournment.

Senator George having assumed the chair, read the following communication:

Concord, N. H., April 3, 1931.

SENATOR GEORGE:

Please preside for me at to-day's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator George declared the Senate adjourned.

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MONDAY, APRIL 6, 1931.

The Senate met according to adjournment.

Senator Fernald, Dist. No. 21, having assumed the chair, read the following communication:

Concord, N. H., April 6, 1931.

SENATOR FERNALD, Dist. No. 21:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator Fernald, Dist. No. 21, declared the Senate adjourned.

TUESDAY, APRIL 7, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

## HOUSE MESSAGE

MR. PRESIDENT:—

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 320, An act relating to the liability of towns for damages happening in the use of highways.

House Bill No. 326, An act authorizing the town of Salem to issue bonds or notes to refund temporary notes.

House Bill No. 296, An act amending the "Municipal Bonds Statute."

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments to the following entitled bill.

House Bill No. 303, An act to extend the aid for dependent mothers and children.

The message further stated that the House of Representatives had refused to concur in the passage of the following entitled bill sent up from the Honorable Senate.

Senate Bill No. 29, An act amending chapter 258 of the Public Laws entitled "Motor vehicles carrying passengers for hire."

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following concurrent resolution.

Concurrent resolution regarding the proposed building of a Veterans' Hospital in this State.

WHEREAS, During the World War the State of New Hampshire gave over 18,000 of her sons to the service of the United States, and

WHEREAS, Many of these veterans came back from that war broken in mind and in body, and in need of immediate medical and surgical treatment and

WHEREAS, It is quite apparent that there is great need for a government hospital for the care and treatment of not only New Hampshire World War veterans, but those of the neighboring states of Maine and Vermont, who cannot be cared for at the present time due to the lack of facilities in the government hospitals in southern New England, and

WHEREAS, We believe that this is a matter which should have the serious consideration of the people of the State, particularly the members of this Legislature, and

WHEREAS, The geographical position of the State of New Hampshire is such that with a government hospital situated in our state would best meet the needs of the northern New England area,

*Therefore Be It Resolved*, By the New Hampshire Legislature in General Court convened that the Director of Veterans' Affairs and the Federal Board of Hospitalization be requested to give serious consideration to the needs of the World War veterans in northern New England who are in need of hospital treatment, and

*Be It Further Resolved*, That should the Federal Board of Hospitalization decide to erect a hospital in this area, that the same be constructed in this State, and

*Be It Further Resolved*, That a copy of this resolution be transmitted by the Secretary of State to the proper governmental authorities.

#### READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read and referred:

To the Committee on the Judiciary,

House Bill No. 296, An act amending the "Municipal Bonds Statute."

House Bill No. 320, An act relating to the liability of towns for damages happening in the use of highways.

House Bill No. 326, An act authorizing the town of Salem to issue bonds or notes to refund temporary notes.



## COMMITTEE REPORTS

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred

Senate Bill No. 13, An act relating to the salary of the city clerk of the city of Laconia, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended its passage.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. Salary City Clerk of Laconia. Amend section 17, chapter 241 of the Laws of 1893, as amended by chapter 316 of the Laws of 1917, and chapter 271 of the Laws of 1921, by striking out the words "fifteen hundred" and inserting in place thereof the words, "three thousand," and by adding at the end of said section the words, "all fees received by the city clerk shall be turned over by said clerk to the city treasurer for the use of the city of Laconia," so that said section as amended shall read as follows: Sect. 17. The mayor and council shall, at their first meeting May 3, 1893, and thereafter annually, on the fourth Tuesday of March, meet for the purpose of taking their respective oaths, and shall elect a city clerk, who shall be clerk of the city council and have a salary of three thousand dollars per annum. All fees received by the city clerk shall be turned over by said clerk to the city treasurer for the use of the city of Laconia.

2. Takes Effect. This act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 140, An act relative to taking black bass, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend section 1 of said bill by striking out the entire section and inserting in place thereof the following:

1. Taking in Certain Lakes. Amend section 7, chapter 200 of the Public Laws, as amended by chapters 23 and 95 of the Laws of 1929, and by chapter 45 of the Laws of 1931, by inserting after the word "Sunapee" in the fourth line the words, Lake Winnepesaukee, Asquam Lakes and Lake Wentworth in the town of Wolfeboro, so that said section as amended shall read as follows: 7. Black Bass. Black bass not less than nine inches in length may be taken and possessed from July first to January first, except that in Lake Sunapee, Lake Winnepesaukee, Asquam Lakes and Lake Wentworth in the town of Wolfeboro bass may in addition be taken by the use of artificial flies, without weight, by casting only, from June fifteenth to July first. A person may take in one day a total of not more than ten pounds of black bass provided that if he has taken less than ten pounds he shall be entitled to take one additional fish. Black bass of any size and in any quantity may be taken and possessed at any time from the waters of Partridge lake in the towns of Littleton and Lyman.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 160, An act relating to hawkers and peddlers, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend section 2 of the new chapter as inserted by section 1 of said bill by striking out the word "act" in the last line and inserting in place thereof the word, "chapter."

Amend section 8 of the new chapter as inserted by section 1 of said bill by striking out the figure "5" in the second line and inserting in place thereof the figure, "4."

The report was accepted, amendment adopted and the

bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 259, An act relating to village district meetings, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said bill by striking out the number "5" before the words "this act" and inserting in place thereof the number "2."

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 283, An act authorizing the disposal of state lands under certain conditions, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend section 1 of said bill by inserting after the words and figures, "laws of 1927" in the eleventh line the words and figures, "and section 1, chapter 5 of the Laws of 1931."

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred House Bill No. 319, An act authorizing the city of Dover to provide pensions for school teachers, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend section 4 of said bill by striking out the words "school board" and inserting in place thereof the words, "mayor and city council."

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

## BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 66, An act to close Nubanusit lake and Spoonwood pond in the towns of Hancock and Nelson to ice fishing.

Senate Bill No. 68, An act to close Great pond at Kingston to ice fishing.

House Bill No. 72, An act relative to repair and construction work of the Boston & Maine Railroad.

House Bill No. 122, An act relating to savings banks and trust companies.

House Bill No. 168, An act extending the powers of towns with respect to the public health.

House Bill No. 291, An act relating to interstate transportation of poor and indigent persons.

House Bill No. 292, An act to abolish the board of publicity and create a state development commission.

House Bill No. 301, An act relating to aid furnished soldiers, sailors and their dependents.

House Bill No. 316, An act relating to inspection and licensing of ferry boats.

House Bill No. 317, An act relating to the appointment of highway agents by selectmen.

House Bill No. 331, An act uniting Bartlett town district and Bartlett special district.

House Joint Resolution No. 10, Joint resolution providing for the permanent improvement of the road from Washington to Goshen.

House Joint Resolution No. 22, Joint resolution for the improvement of the road on the west side and north end of Newfound lake in the town of Hebron.

House Joint Resolution No. 60, Joint resolution providing for the permanent improvement of the road from Sunapee to Springfield.

House Joint Resolution No. 73, Joint resolution providing

for the permanent improvement of the road leading from the Dartmouth College road in the town of Goshen to the town of Washington.

House Joint Resolution, No. 90, Joint resolution for the improvement of New London road leading from New London town line to West Springfield in the town of Springfield.

House Joint Resolution No. 92, Joint resolution for the completion of a farm to market highway in the town of Pittsfield known as the Catamount road.

House Joint Resolution No. 106, Joint resolution for the improvement of the north road leading from Deerfield Center to Epsom line in the town of Deerfield.

E. MAUDE FERGUSON

*For the Committee.*

Senator Barry served notice that on Thursday, April 9th, he would move that the Senate reconsider their vote on

Senate Bill No. 78, An act relating to the salaries of the Commissioners for the county of Hillsborough.

TAKEN FROM THE TABLE

On motion of Senator Barry, House Bill No. 98, An act enlarging the powers of Moore's Falls Corporation, was taken from the table.

The question being stated:

Shall the bill be read a third time?

On a *viva voce* vote the affirmative prevailed and the bill was ordered to a third reading this afternoon at three o'clock.

On motion of the same Senator House Bill No. 101, An act to amend the charter of the Grafton Power Company, was taken from the table.

Senator Barry offered the following amendment and moved its adoption.

Amend section 2 of said bill by striking out after the words "with all provisions" in the seventh line the following words "so far as applicable"; so that said section as amended shall read:

2. *Further Amendment.* Further amend Chapter 215 of the Laws of 1927 by inserting after section 2 a new section,

and by renumbering section 3 making it section 4. 3. *Effect.* The grant of the powers and privileges under this act shall not be construed to supersede any provisions of the laws relating to public utilities and in the exercise of any or all of the said powers and privileges said company shall comply in all respects with all provisions of the laws relating to public utilities.

(Discussion ensued)

On a *viva voce* vote the affirmative prevailed, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Berry served notice that on Thursday, April 9th he would move that the Senate reconsider their vote on the report of the committee "inexpedient to legislate," on Senate Bill No. 78, An act, relating to the salaries of the commissioners of the county of Hillsborough.

#### INTRODUCTION OF BILL

Senator Blake, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Senate Bill No. 88, An act determining the basic working day on all public improvements.

President Jones ruled that the action taken last Thursday after the introduction of Senate Bill No. 87, An act repealing the laws relating to trusts created by writing, to be illegal under rule 33.

Senator Hart moved that the rules be suspended, reference to committee and printing dispensed with, and the bill be read a third time and passed.

(Discussion ensued)

Senator Hart demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Colbath, Eaton, Hart, Ferguson, Carroll, Gerlach,



Robinson, Farmer, Appleton, Blake, George, Emery, Hubbard, Fernald, Fernald, Little and Brackett.

The following named Senators voted in the negative: Senators Ryan, Barry, Lee, Sheehan and Martel.

Seventeen Senators having voted in the affirmative and five Senators having voted in the negative, the affirmative prevailed and the bill was read a third time and passed.

On motion of Senator Fernald of District No. 21, the following resolution was adopted.

*Resolved*, That the rules be suspended and all business in order for this afternoon at three o'clock be made in order at the present time.

#### THIRD READINGS

The following bills were read a third time and passed.

House Bill No. 98, An act enlarging the powers of Moore's Falls Corporation.

House Bill No. 101, An act to amend the charter of the Grafton Power Company.

On motion of Senator Colbath the following resolution was adopted.

*Resolved*, That when the Senate adjourns today it be to meet tomorrow morning at 9 o'clock.

On motion of Senator Lee, the Senate adjourned.

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WEDNESDAY, APRIL 8, 1931.

The Senate met according to adjournment.

(Senator Fernald of Dist. No. 21 in the Chair)

Prayer was offered by the Chaplain.

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills and joint resolution in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 308, An act authorizing the state board of

health to enforce, concurrently with towns, such regulations as it is empowered to make.

House Bill No. 332, An act permitting the town of Bartlett, the town of Jackson, the North Conway lighting precinct, the Intervale lighting precinct and vicinity to become a village district.

House Bill No. 343, An act authorizing the town of Haverhill to issue refund bonds.

House Bill No. 344, An act relating to county jails.

House Bill No. 345, An act relating to the liability of towns as to highways discontinued subject to gates and bars.

House Joint Resolution No. 30, Joint resolution to provide for additional facilities at the State Hospital.

House Bill No. 26, An act relating to taxation of gas and electric utilities.

House Bill No. 37, An act providing a special fund for the rehabilitation of Treasury balances and the retirement of State indebtedness.

House Bill No. 227, An act to assess an estate tax on estates subject to taxation under the laws of the United States.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following joint resolution with amendment.

House Joint Resolution No. 33, Joint resolution for the improvement of the road in Ossipee from Ossipee corner to the Maine State line.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills and joint resolutions:

House Bill No. 115, An act relating to the practice of pharmacy and the sale of drugs.

House Bill No. 312, An act relating to the payment of interest on highway completion bonds.

House Joint Resolution No. 96, Joint resolution for the improvement of the highway from the junction of the Daniel

Webster highway at Weirs bridge to route No. 11 at Gilford railroad station.

House Joint Resolution No. 114, Joint resolution to provide for the appointment of a building commission for an addition to the State Library.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill with amendment, in which amendment it asked the concurrence of the Honorable Senate.

Senate Bill No. 58, An act relative to General Pulaski Commemoration Day.

Amend Senate Bill No. 58 by striking out the title and inserting in place thereof the following: An act relative to General Pulaski Commemoration Day.

Further amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Commemoration Day.* October 11th is hereby made a special day of commemoration of the services to this country of Brigadier General Casimir Pulaski; and it is recommended that the flag of the United States be displayed publicly and generally on that day; and that the Governor be authorized to request the schools to hold special exercises in recognition of the patriotic devotion of the Polish hero.

On motion of Senator Gerlach, the Senate concurred with the House of Representatives in the adoption of the foregoing amendment.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bills, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 60, An act relating to assignment for the benefit of creditors.

Amend said bill by striking out the number "2" before the words "the officer" and inserting in place thereof the number, "59."

On motion of Senator Brackett, the Senate concurred

with the House of Representatives in the adoption of the foregoing amendment.

House Bill No. 303, An act to extend the aid for dependent mothers and children.

Amend said bill by striking out all after the enacting clause, and inserting in place thereof the following:

1. *Budget.* Amend chapter 108 of the Public Laws as amended by chapters 145 and 177 of the laws of 1929 by adding at the end of section 9 the words, "and motherless children," so that said section as amended shall read: 9. Recommendation for Appropriation. It shall be the duty of the state board of public welfare to recommend a special appropriation at each session of the legislature for an amount sufficient to meet the purposes of this act for the partial support of mothers and motherless children.

2. *Limitation of Time Removed.* Amend section 12 of said chapter 108, as inserted by chapter 145 of the Laws of 1929, by striking out the words "within fourteen days from the time when the application is made" so that said section as amended shall read as follows: 12. *Investigation.* It shall be the duty of the secretary of the state board to investigate the facts stated in the application and make written recommendation of the amount of support she should receive. If the state board find that the applicant is entitled to relief they shall make such allowance to her as, in their opinion, is just.

3. *Extension.* Amend said chapter 108 as amended by chapter 145 of the Laws of 1929 by inserting immediately following section 14 the following new sections: 14a. *Motherless Children.* The parent of a motherless child may be given aid not exceeding eight dollars a month for each such child, provided (a) the mother is deceased or has abandoned the home or is mentally or physically incapacitated and under treatment in an institution; (b) the child is living with the parent; (c) the parent by means of such aid is enabled to maintain his home by employing a suitable caretaker, and such employment would be impossible without such aid; (d) such caretaker, in the judgment of the state

board, is a proper person morally, physically and mentally to bring up the child; (e) such caretaker engages in no employment not approved by the state board; (f) the parent has been a resident of this state for at least two years before he applies for aid; (g) the parent is engaged in a lawful and gainful occupation where same is available and approved by the state board, and contributes regularly from his wages toward the maintenance of his home an amount satisfactory to the state board. 14b. *Application.* The provisions of section 11 and 12 hereof shall apply to applications for aid under the provisions of the preceding section.

4. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Brackett, the Senate concurred with the House of Representatives in the adoption of the foregoing amendment.

#### READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Ways and Means,

House Bill No. 26 (in new draft), An act relative to the taxation of gas and electric utilities.

House Bill No. 37 (in new draft and new title), An act repealing the tax on finished product of manufacturers and on live stock, and providing for reimbursement of revenue loss occasioned thereby.

House Bill No. 227, An act to assess an estate tax on estates subject to taxation under the laws of the United States.

To the Committee on Public Health,

House Bill No. 308, An act authorizing the State Board of Health to enforce, concurrently with towns, such regulations as it is empowered to make.

To the Committee on the Judiciary,

House Bill No. 332, An act permitting the town of Bartlett, the town of Jackson, the North Conway lighting

precinct, the Intervale lighting precinct and vicinity to become a village district.

House Bill No. 343, An act authorizing the town of Haverhill to issue refunding bonds.

House Bill No. 344, An act relating to County Jails.

To the Committee on Public Improvements,

House Bill No. 345, An act relating to the liability of towns as to highways discontinued subject to gates and bars.

On motion of Senator Brackett, the rules were suspended, and the following joint resolution was read a first and second time by caption and referred:

To the Committee on Finance,

House Joint Resolution No. 30, Joint resolution to provide for additional facilities at the State Hospital.

#### COMMITTEE REPORTS

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

House Joint Resolution No. 108, Joint resolution relating to the filling of a channel of the Piscataqua River in Portsmouth.

House Bill No. 119, An act relating to common jails and prisoners therein.

House Bill No. 325, An act relating to vacancies on institutional boards.

House Bill No. 327, An act to authorize the county of Hillsborough to issue bonds.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills and joint resolution ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

House Bill No. 329, An act amending the charter of the New Hampshire Centennial Home for the Aged, having considered the same, reported the same without amendment and recommended its passage.



The report was accepted.

On motion of Senator Barry the bill was laid upon the table.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

Senate Bill No. 79, An act relating to the union school district in the town of Littleton, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The question being stated.

Shall the resolution of the committee be adopted?

Senator Ryan offered the following amendment.

Amend the resolution of the committee, inexpedient to legislate, by striking out the words, "inexpedient to legislate," and substituting therefor the words, "ought to pass," so that said committee report shall read, ought to pass, and with this motion pending, it be made a special order, for Tuesday, April 14, at 11:01 o'clock.

On a *viva voce* vote the motion prevailed.

Senator Barry, for the Committee on Finance, to whom was referred:

House Joint Resolution No. 7, Joint resolution for the reconditioning of a farm to market highway in the town of Barrington.

House Joint Resolution No. 26, Joint resolution in favor of Boyd E. Merceer.

House Joint Resolution No. 32, Joint resolution for the improvement of the Steele's Hill road leading from the Bay meeting-house to the Meredith line, in the town of Sanbornton.

House Joint Resolution No. 40, Joint resolution in favor of John P. Heath, administrator of the estate of Albert M. Meigs, for overpayment of legacy and succession tax.

House Joint Resolution No. 48, Joint resolution in favor of Perry T. Hastings.

House Joint Resolution No. 56, Joint resolution in favor of George F. Chamberlain, of St. Johnsbury, Vermont, for

damages which he received on account of collision with a State highway truck.

House Joint Resolution No. 86, Joint resolution for the improvement of the Main road from Barrington depot by way of Gonic to Rochester, in the town of Barrington.

House Bill No. 322, An act relating to the preservation of public records.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bill and joint resolutions ordered to a third reading this afternoon at three o'clock.

Senator Blake, for the Committee on Revision of Laws, to whom was referred House Bill No. 29, An act relating to correction of check lists in the city of Keene, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at three o'clock.

Senator Farmer for the Committee on Ways and Means, to whom was referred House Bill No. 81, An act relating to the abatement of state tax on account of public forest lands, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Farmer, for the Committee on Ways and Means, to whom was referred House Bill No. 271, An act to exempt from taxation the property of the Exeter Hospital of Exeter, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator George, the bill was laid upon the table.

Senator Fernald of District No. 22, for the Committee on Roads, Bridges and Canals, to whom was referred Senate Joint Resolution No. 6, Joint resolution for the permanent improvement of the main highway known as Derry road,

leading from the Haverhill road to the Danville line in the town of Kingston.

House Joint Resolution No. 113, Joint resolution for the improvement of the highway from Loudon village over the old stage mail line to Kelley's corner in Gilmanton, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions referred to the Committee on Finance under the rules.

#### INTRODUCTION OF BILLS

Senator Bracket, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bills, which were read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 89, An act relating to motor vehicles used as common carriers.

Senate Bill No. 90, An act relative to laying out highways to public waters and to changes in the route of state and trunk line highways.

On motion of Senator Brackett, the following resolution was adopted:

*Resolved*, That the rules be suspended and all business in order for this afternoon at three o'clock be made in order at the present time.

#### THIRD READINGS

The following bills were read a third time and passed:

House Bill No. 29, An act relating to correction of check lists in the city of Keene.

House Bill No. 119, An act relating to common jails and prisoners therein.

House Bill No. 322, An act relating to the preservation of public records.

House Bill No. 325, An act relating to vacancies on institutional boards.

House Bill No. 327, An act to authorize the county of Hillsborough to issue bonds.

The following bill was read a third time.

House Bill No. 81, An act relating to the abatement of state tax on account of public forest lands.

\* The question being stated:

Shall the bill pass?

On motion of Senator Fernald of District No. 22, the bill was laid upon the table.

On motion of Senator Brackett, the rules were suspended, and the following joint resolutions were read a third time by caption and passed:

House Joint Resolution No. 7, Joint resolution for the reconditioning of a farm to market highway in the town of Barrington.

House Joint Resolution No. 26, Joint resolution in favor of Boyd E. Mercer.

House Joint Resolution No. 32, Joint resolution for the improvement of the Steele's Hill road leading from the Bay meeting-house to the Meredith line, in the town of Sanbornton.

House Joint Resolution No. 40, Joint resolution in favor of John P. Heath, administrator of the estate of Albert M. Meigs, for overpayment of legacy and succession tax.

House Joint Resolution No. 48, Joint resolution in favor of Perry T. Hastings.

House Joint Resolution No. 56, Joint resolution in favor of George F. Chamberlain, of St. Johnsbury, Vermont, for damages which he received on account of collision with a State highway truck.

House Joint Resolution No. 86, Joint resolution for the improvement of the main road from Barrington depot by way of Gonic to Rochester, in the town of Barrington.

House Joint Resolution No. 108, Joint resolution relating to the filling of a channel of the Piscataqua river in Portsmouth.

On motion of Senator Ferguson, the Senate adjourned.

THURSDAY, APRIL 9, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

## HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 161 (In new draft), An act relative to freeing Eliot toll bridge.

House Bill No. 284 (In new draft), An act providing for state aid for persons suffering from cancer and for the creation and appointment of a cancer commission.

House Bill No. 336, An act to establish a state aid road from Barrington to Rochester.

House Bill No. 342, An act to exempt certain property of the Manchester Historic Association from taxation.

House Joint Resolution No. 119, Joint resolution for the improvement of a farm to market road in the town of Lyndeborough.

House Bill No. 201, An act relating to recreation on the Lord's Day.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bills with amendment.

House Bill No. 101, An act to amend the charter of the Grafton Power Company.

House Bill No. 277, An act authorizing voting trusts in domestic corporations.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

Senate Bill No. 13, An act relating to the salary of the city clerk of the city of Laconia.

House Bill No. 140 (In Senate new draft), An act relative to taking black bass.

House Bill No. 160, An act relating to hawkers and peddlers.

House Bill No. 259, An act relating to village district meetings.

House Bill No. 283, An act authorizing the disposal of state lands under certain conditions.

House Bill No. 319, An act authorizing the city of Dover to provide pensions for school teachers.

The message further stated that the House of Representatives refused to concur with the Honorable Senate in the passage of the following bill.

Senate Bill No. 11, An act relating to the Laconia Home for the Aged.

#### READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on Public Improvements,

House Bill No. 161 (in new draft), An act relative to freeing Eliot toll bridge.

House Bill No. 336, An act to establish a state aid road from Barrington to Rochester.

To the Committee on the Judiciary,

House Bill No. 201, An act relating to recreation on the Lord's Day.

House Bill No. 342, An act to exempt certain property of the Manchester Historic Association from taxation.

To the Committee on Public Health,

House Bill No. 284 (in new draft), An act providing for state aid for persons suffering from cancer and for the creation and appointment of a cancer commission.

On motion of Senator Fernald of District No. 21, the following joint resolution was read a first and second time by caption and referred

To the Committee on Roads, Bridges and Canals,

House Joint Resolution No. 119, Joint resolution for the



improvement of a farm to market road in the town of Lyndeborough.

#### INTRODUCTION OF BILLS

Senator Carroll, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 91, An act empowering the city of Laconia to purchase the Laconia water works.

Senator Ryan, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of Laws.

Senate Bill No. 92, An act relating to the examination of applicants for licenses to operate motor vehicles.

Senator Little, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Senate Bill No. 93, An act relating to the taking of smelt.

#### RECONSIDERATION

Senator Barry moved that the rules be suspended to allow the Senate to reconsider the vote on resolution of the Committee, inexpedient to legislate, on Senate Bill No. 78, An act relating to the salaries of the commissioners for the county of Hillsborough.

On a *viva voce* vote the affirmative prevailed, and the Senate reconsidered.

The question being stated:

Shall the resolution of the committee be adopted?

On a *viva voce* vote the negative prevailed and the resolution was not adopted.

On motion of Senator Eaton, the following amendment

was adopted and the bill was ordered to a third reading this afternoon at three o'clock.

Amend section 1 of the bill by striking out in the third line the words "twenty-four" and substituting in place thereof the following: "twenty-one"; and by striking out the word "five hundred" after the word Grafton, and inserting in place thereof the words "seven hundred and fifty"; and by striking out in the eleventh line, after the word "Hillsborough" the words "twenty-four" and substituting therefor the words "twenty-one"; and by striking out in the thirteenth line, after the word "Grafton" the words "five hundred" and substituting therefor the words "seven hundred and fifty"; so that said section as amended shall read as follows:

1. Amend section 28 of chapter 38 of the Public Laws by striking out the word eighteen after the word Hillsborough and inserting in place thereof the word twenty-one; and by striking out the words five hundred after the word Grafton, and inserting in place thereof the words seven hundred and fifty, so that said section as amended shall read: 28. Commissioners. The annual salary for each commissioner of the following countries shall be as follows, payable monthly by the county:

In Rockingham, ten hundred dollars.

In Strafford, twelve hundred dollars.

In Belknap, nine hundred dollars.

In Merrimack, ten hundred dollars.

In Hillsborough, twenty-one hundred dollars.

In Cheshire, five hundred dollars.

In Grafton, seven hundred and fifty dollars.

In Carroll, Sullivan and Coos counties each commissioner when employed in the business of the county and in inspecting the taxable property of the towns as provided in section 26, shall receive five dollars a day, payable as hereinbefore provided. To the foregoing sums shall be added, in all the counties except Strafford, a reasonable sum for all necessary expenses, upon order of the superior court, the account of said expenses having first been audited by said court.

Amend the title of the bill by striking out all after the word "Commissioners" and substituting in place thereof the words "for the Counties of Hillsborough and Grafton"; so that said title as amended shall read:

An act relating to the salaries of the commissioners for the Counties of Hillsborough and Grafton.

BILL RECALLED FROM GOVERNOR

Senator Fernald of District No. 21, offered the following resolution

*Resolved*, That His Excellency the Governor be requested to return to the Senate for further consideration.

House Bill No. 331, An act uniting Bartlett town district and Bartlett special district.

BILL RETURNED FROM GOVERNOR

Pursuant to the above request the Governor returned to the Senate

House Bill No. 331, An act uniting Bartlett town district and Bartlett special district.

On motion of Senator Fernald of District No. 21, the rules were so far suspended as to allow the reconsideration of the vote on the above entitled bill.

On motion of the same Senator the Senate voted to reconsider the vote whereby the foregoing bill was passed.

On motion of the same Senator the Senate voted to reconsider the vote whereby the foregoing bill was ordered to a third reading.

On motion of the same Senator the following amendment was adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Amend Section 5 of House Bill No. 331, entitled "An act uniting Bartlett town district and Bartlett special district," by striking out the word "April" in said section and substituting therefor the word "May," so that said section as amended shall read as follows:

5. *First Meeting.* The first meeting for the election of officers and transaction of other business of said new district

shall be held before May 20, 1931, and shall be warned by the school boards of the districts hereby united acting jointly.

## BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 98, An act enlarging the powers of Moore's Falls Corporation.

House Bill No. 115, An act relating to the practice of pharmacy and the sale of drugs.

House Bill No. 306, An act to authorize the state highway department to dredge the stream bed of the Peabody river in Gorham.

House Bill No. 312, An act relating to the payment of interest on highway completion bonds.

House Joint Resolution No. 33, Joint resolution for the improvement of the road in Ossipee from the East Side trunk line at Ossipee Corner through Granite to the Wakefield line.

House Joint Resolution No. 96, Joint resolution for the improvement of the highway from the junction of the Daniel Webster highway at Weirs bridge to route No. 11 at Gilford railroad station.

House Joint Resolution No. 114, Joint resolution to provide for a commission to consider the question of an addition to the state library.

E. MAUDE FERGUSON

*For the Committee.*

On motion of Senator Fernald of District No. 21, the following resolution was adopted.

*Resolved*, That the rules be suspended and all business in order for this afternoon at three o'clock be made in order at the present time.

## THIRD READINGS

The following entitled bills were read a third time and passed.

House Bill No. 331, An act uniting Bartlett town district and Bartlett special district.

Senate Bill No. 78 (in new title), An act relating to the salaries of the commissioners for the counties of Hillsborough and Grafton.

On motion of Senator Fernald of District No. 22, the following entitled bill was taken from the table and passed.

House Bill No. 81, An act relating to the abatement of state tax on account of public forest lands.

On motion of Senator Emery the following resolution was adopted.

*Resolved*, That when the Senate adjourns this afternoon, it adjourn to meet tomorrow morning at 9 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Emery the Senate adjourned.

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#### FRIDAY, APRIL 10, 1931.

The Senate met according to adjournment.

Senator George having assumed the chair, read the following communication:

Concord, N. H., April 10, 1931.

SENATOR GEORGE:

Please preside for me at to-day's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator George declared the Senate adjourned.

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#### MONDAY, APRIL 13, 1931.

The Senate met according to adjournment.

Senator Fernald, Dist. No. 21, having assumed the chair, read the following communication:

Concord, N. H., April 13, 1931.

SENATOR FERNALD, Dist. No. 21:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator Fernald, Dist. No. 21, declared the Senate adjourned.

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TUESDAY, APRIL 14, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following concurrent resolution, in the passage of which it asks the concurrence of the Honorable Senate:

*Resolved*, By the House of Representatives, the Senate concurring: That it is the sense of the General Court that men passing through the Hall of Flags in the State House should remove their hats in salute to the flags and the men of New Hampshire who fought beneath them.

On motion of Senator Fernald of District No. 21, the Senate concurred with the House of Representatives in the passage of the foregoing concurrent resolution.

The message further stated that the House of Representatives had passed the following entitled bill and joint resolution in the passage of which it asked the concurrence of the Honorable Senate:

House Bill No. 339, An act relating to conditional pardons.

House Joint Resolution No. 117, Joint resolution for the



improvement of the road from Ricker corner to the Farmington line in the town of New Durham.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bills.

Senate Bill No. 1, An act relating to circulation of false rumors concerning banks.

Senate Bill No. 80, An act relating to the powers of the school district of Hanover.

Senate Bill No. 84, An act ratifying and legalizing the votes and action of the Coos county delegation relating to an appropriation for the erection of buildings at the Coos county farm.

Senate Bill No. 87, An act repealing the laws relating to trusts created by writing.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bills with amendment in which amendment it asked the concurrence of the Honorable Senate.

House Bill No. 335, An act legalizing the town meeting of Weare held Tuesday, March 11, and Wednesday, March 12, 1931.

On motion of the same member the title of the bill was amended by striking out the figures "11" and "12" respectively and inserting in place thereof the figures "10" and "11" respectively.

On motion of Senator Fernald of District No. 21, the Senate concurred with the House of Representatives in the adoption of the foregoing amendment.

House Bill No. 286, An act limiting the taking of raccoon.

Amend section 1 of House Bill No. 286 by striking out in the 9th line of the amendment after the word "October" the word "tenth" and inserting in place thereof the word "twentieth."

On motion of Senator Appleton, the Senate concurred with the House of Representatives in the adoption of the foregoing amendment.

The message further stated that the House of Representa-

tives had refused to concur with the Senate in the passage of the following bill.

Senate Bill No. 61, An act relating to bridges over Connecticut river.

#### READ AND REFERRED

The following bill sent up from the House of Representatives was read a first and second time and referred to the Committee on the Judiciary.

House Bill No. 339, An act relating to conditional pardons.

On motion of Senator Fernald of District No. 21, the following joint resolution was read a first and second time by caption and referred to the Committee on Public Improvements, House Joint Resolution No. 117, Joint resolution for the improvement of the road from Ricker corner to the Farmington line in the town of New Durham.

#### COMMITTEE REPORTS

Senator Appleton for the Committee on Military Affairs and Soldiers' Home to whom was referred House Joint Resolution No. 101, Joint resolution in favor of the New Hampshire Soldiers' Home, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at three o'clock.

Senator Ferguson for the Committee on the Judiciary to whom was referred:

House Bill No. 82, An act relating to the redemption of property sold for taxes and deeds given by tax collectors.

Senate Bill No. 83, An act legalizing the proceedings of the annual town meeting held in the town of Milford on March 10, 1931.

House Bill No. 236, An act relating to bonds of certain town officers.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills ordered to a third reading this afternoon at three o'clock.

Senator Ferguson for the Committee on the Judiciary to whom was referred:

House Bill No. 64, An act relating to the salaries of county solicitors, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 1 of the bill by striking out the words, "twelve hundred and fifty," in line 8 and substituting therefor the words, "fifteen hundred," and by striking out the words, "twelve hundred and fifty" in line 16, and the word, "dollars" in line 17, and substituting therefore the words, "fifteen hundred," so that the section as amended shall read as follows:

"Section 1. Amend Section 20 of chapter 16 of the Public Laws by striking out the word "twelve" in line 3 and inserting in place thereof the word "fifteen"; further amend said section by striking out the words "ten hundred" in line 7 and inserting in place thereof the words "fifteen hundred," so that said section as amended shall read as follows:

20. *Salaries.* The annual salaries of the solicitors in the several counties shall be as follows. In Rockingham, fifteen hundred dollars. In Strafford, twelve hundred dollars. In Belknap, nine hundred dollars. In Carroll, eight hundred dollars. In Merrimack, fifteen hundred dollars. In Hillsborough, twenty-five hundred dollars. In Cheshire, eight hundred dollars. In Sullivan, eight hundred dollars. In Grafton, twelve hundred dollars. In Coos, fifteen hundred dollars.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Ferguson for the Committee on the Judiciary, to whom was referred:

Senate Bill No. 75, An act amending Chapter 238 of the

Public Laws relating to proceedings before the Public Service Commission, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 1 of Senate Bill No. 75, entitled "An act amending chapter 238 of the Public Laws relating to proceedings before the Public Service Commission," by striking out the words "the expense" and substituting therefor the words "its expenses"; further amend by inserting after the word "expended" the words "by it"; so that said section as amended shall read as follows: 1. *Expenses in Rate Cases.* Section 36 of chapter 238 of the Public Laws is hereby amended by striking out the whole of said section and substituting therefor the following: 36. ———, *Rates.* Whenever any investigation shall be necessary to enable the commission to pass upon the reasonableness of the rates or charges by a public utility, the utility shall pay to the commission its expenses involved in the investigation, including the amounts expended by it for experts, accountants or other assistants, and the salaries and expenses of all employees of the commission for the time actually devoted to said investigation, but not including any part of the salaries of the commission; provided, that the amount charged to the utility by the commission in any such case shall not exceed one-half of one per cent of the existing valuation of the utility investigated, such expenses with six per cent interest to be charged by the utility to operating expenses and amortized over such period as the commission shall deem proper and allowed for in the rates to be charged by the utility.

Further amend said bill by changing the number of section 2 to 3 and inserting a new section as follows: 2. *Condition.* Amend section 5 of said chapter 238 by adding at the end of said section the following: Provided, that the commission shall be under no obligation to make any investigation upon any rate matter which may have been investigated by the commission within a period of five years, but said commission may in its discretion make an investigation

within said period of five years; so that said section as amended shall read as follows: 5. *Public Utilities.* Upon complaint made by the city council or mayor of any city, or by the selectmen of any town, in which a public utility is authorized to manufacture, sell or supply gas or electricity for heat, light or power, or to supply water, or to transmit telephone or telegraph messages, or upon the complaint in writing of not less than one hundred customers or subscribers of such public utility in cities of thirty thousand or more inhabitants, or of not less than fifty in cities of twenty thousand or more inhabitants, or of not less than twenty-five in any other city or town, or upon petition of a public utility, as to the quality of the service furnished by such public utility, or that the charges made therefor are excessive or insufficient, or concerning proposed future rates, the commission shall investigate as to the cause for such complaint or petition, and, after notice and hearing, may make such order, if any, as may in its opinion be necessary to establish just and reasonable rates or charges or to require the making of any reasonable and just improvements in service or methods. Provided that the commission shall be under no obligation to make any investigation upon any rate matter which may have been investigated by the commission within a period of five years, but said commission may in its discretion make an investigation within said period of five years.

The report was accepted, amendment adopted, and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Ferguson for the Committee on Engrossed Bills to whom was referred House Joint Resolution No. 7, Joint resolution for the reconditioning of a farm to market highway in the town of Barrington, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended its passage.

Amend said joint resolution by striking out all after the words "two years" in the seventh line and inserting in place thereof the following:

Said sums appropriated by the state and by the town shall



be expended under the direction of the highway commissioner and the sums appropriated by the state shall be a charge upon the highway funds.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson for the Committee on Engrossed Bills to whom was referred House Bill No. 221, An act relating to the salary of the mayor of Somersworth, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended its passage:

Amend said bill by striking out all of section 1 and inserting in place thereof the following:

1. *Salary.* Amend section 11, chapter 171, Laws of 1893, as amended by section 1, chapter 209, Laws of 1901, and by chapter 290, Laws of 1917, by striking out the whole of said section and inserting in place thereof the following: Sect. 11. The administration of all the fiscal, prudential, and municipal affairs of said city, and the government thereof, shall be vested in one principal officer to be called the mayor, who shall be chosen annually and who shall receive a salary of seven hundred dollars, who shall have the same negative upon all the acts of the council as by the Public Laws the mayors of cities are given upon the action of the aldermen, who shall preside in the meetings of the city council, but shall have no vote except in case of an equal division, and in whose absence the council may elect one of their number chairman, who shall have all the powers and perform all the duties of mayor during his absence or disability, or during a vacancy in his office for any cause,—and one board consisting of ten members, to be called the council, and the members whereof shall be called councilmen, as follows: At the first annual election after the adoption of this act, two councilmen shall be chosen by and from the qualified voters of each ward, to serve one for one year and one for two years, and at each annual election thereafter one councilman shall be chosen by and from the qualified voters of each ward to serve for the term of two years, or until an-



other is chosen and qualified in his place, and the mayor and council shall sit and act together and compose one body, and in their joint capacity shall be denominated the city council.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson for the Committee on Engrossed Bills to whom was referred House Joint Resolution No. 56, Joint resolution in favor of George F. Chamberlain, of St. Johnsbury, Vermont, for damages which he received on account of a collision with a state highway truck, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend the caption of said House joint resolution by striking out the words "for damages which he received on account of a collision with a state highway truck."

The report was accepted, amendment adopted and the joint resolution as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson for the Committee on Engrossed Bills to whom was referred House Bill No. 324, An act constituting a permanent state agency entitled New Hampshire Shore and Beach Preservation and Development Commission, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend section 3 of said bill by inserting after the word "erosion" in the fifth line the words, "of the shores."

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson for the Committee on Engrossed Bills to whom was referred House Bill No. 81, An act relating to the abatement of state tax on account of public forest lands, having considered the same reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said bill by striking out all of sections 1 and 2 and inserting in place thereof the following:

1. *Amendment.* Amend section 16 of Chapter 192 of the Public Laws, as amended by Chapter 49 of the Laws of 1927, by striking out the whole of said section and inserting in place thereof the following: 16. *Procedure.* Application for such abatement shall be made upon the blanks provided by the tax commission which shall call for such information as they deem necessary, and the tax commission, on the facts set forth in said return, may make an abatement of such an amount as equity may require, subject to the limitations herein provided. After the tax commission has made known its decision on such petition any town dissatisfied may ask for a hearing within thirty days from the date thereof. The commission shall hold a hearing thereon, after giving due notice to the selectmen. The commission, if dissatisfied with the facts set forth in said return, may ask for further information from the selectmen or may hold a public hearing thereon.

2. *Further Amendments.* Amend sections 17 and 18 of chapter 192 of the Public Laws by striking out all of said sections and inserting in place thereof the following: 17. *Evidence.* In making any abatement the commission shall consider among other facts, the amount of compensation, if any, which said town has received in any year from the federal or state governments on account of such federal or state land. 18. *Abatement.* If an abatement is granted the commission shall certify the fact and the amount to the state treasurer, who shall account to said town for such abatement out of any funds in the treasury not otherwise appropriated. In case the amount so certified by the commission shall be greater than the state tax assessed against said town the difference between the amount so certified and the state tax shall be paid to the town by the state treasurer out of any funds in the treasury not otherwise appropriated, upon the approval of the Governor and Council.

Further amend said bill by adding a new section as

follows: 3. *Repeal.* Sections 19 and 20 of chapter 192 of the Public Laws are hereby repealed.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled:

Senate Bill No. 1, An act relating to circulation of false rumors concerning banks.

Senate Bill No. 13, An act relating to the salary of the city clerk of the city of Laconia.

Senate Bill No. 60, An act relating to assignments for the benefit of creditors.

Senate Bill No. 80, An act relating to the powers of the school district of Hanover.

Senate Bill No. 84, An act ratifying and legalizing the vote and action of the Coos county delegation relating to an appropriation for the crection of buildings at the Coos county farm.

House Bill No. 29, An act relating to correction of check-lists in the city of Keene.

House Bill No. 101, An act to amend the charter of the Grafton Power Company.

House Bill No. 119, An act relating to common jails and prisoners therein.

House Bill No. 140, An act relative to taking black bass.

House Bill No. 160, An act relating to hawkers and peddlers.

House Bill No. 259, An act relating to village district meetings.

House Bill No. 277, An act authorizing voting trusts in domestic corporations.

House Bill No. 283, An act authorizing the disposal of state lands under certain conditions.

House Bill No. 303, An act to extend the aid for dependent mothers and children.

House Bill No. 322, An act relating to the preservation of public records.

House Bill No. 325, An act relating to vacancies on institutional boards.

House Bill No. 327, An act to authorize the county of Hillsborough to issue bonds.

House Joint Resolution No. 26, Joint resolution in favor of Boyd Mercer.

House Joint Resolution No. 32, Joint resolution for the improvement of the Steele's Hill road leading from the Bay meeting-house to the Meredith line, in the town of Sanbornton.

House Joint Resolution No. 40, Joint resolution in favor of John P. Heath, administrator of the estate of Albert M. Meigs, for over payment of legacy and succession tax.

House Joint Resolution No. 48, Joint resolution in favor of Perry T. Hastings.

House Joint Resolution No. 86, Joint resolution for the improvement of the main road from Barrington depot by way of Gonic to Rochester, in the town of Barrington.

House Joint Resolution No. 108, Joint resolution relating to the filling of a channel of the Piscataqua river in Portsmouth.

E. MAUDE FERGUSON,  
*For the Committee.*

#### BILL RECALLED FROM GOVERNOR

On motion of Senator Hart the following resolution was adopted:

*Resolved*, That the Governor be requested to return to the Senate for further consideration the following entitled bill.

House Bill No. 115, An act relating to the practice of pharmacy and the sale of drugs.

#### BILL RETURNED FROM GOVERNOR

Pursuant to the above request the Governor returned to the Senate for further consideration House Bill No. 115,

An act relating to the practice of pharmacy and the sale of drugs.

On motion of Senator Hart, the rules were so far suspended as to allow the reconsideration of a vote on the foregoing entitled bill.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the bill passed.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the bill was ordered to a third reading.

On motion of the same Senator, the Senate voted to recommit the bill to the Committee on the Judiciary.

#### BILL RECALLED FROM GOVERNOR

On motion of Senator Hart, the following resolution was adopted.

*Resolved*, That the Governor be requested to return to the Senate for further consideration the following entitled bill:

House Bill No. 98, An act enlarging the powers of the Moore's Falls Corporation.

#### BILL RETURNED FROM GOVERNOR

Pursuant to the above request the Governor returned to the Senate for further consideration House Bill No. 98, An act enlarging the powers of the Moore's Falls Corporation.

On motion of Senator Hart, the rules were so far suspended as to allow the reconsideration of a vote on the foregoing entitled bill.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the bill passed.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the bill was ordered to a third reading.

On motion of the same Senator, the Senate voted to recommit the bill to the Committee on the Judiciary.

## BILL RECALLED FROM GOVERNOR

On motion of Senator Fernald of District No. 21, the following resolution was adopted:

*Resolved*, That the Governor be requested to return to the Senate for further consideration the following entitled bill.

House Bill No. 319, An act authorizing the city of Dover to provide pensions for school teachers.

## BILL RETURNED FROM GOVERNOR

Pursuant to the above request, the Governor returned to the Senate for further consideration House Bill No. 319, An act authorizing the city of Dover to provide pensions for school teachers.

On motion of Senator Fernald of District No. 21, the rules were so far suspended as to allow the reconsideration of a vote on the foregoing entitled bill.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the bill passed.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the bill was ordered to a third reading.

On motion of Senator Fernald of District No. 21, the following amendment was adopted and the bill as amended was ordered to a third reading this afternoon at three o'clock.

Amend section 3 of said bill by striking out the word and figure "April 1" and inserting in place thereof the word and figure "May 15"; so that said section as amended shall read as follows: 3. *Estimates*. On or before May 15, 1931, and annually thereafter in January, the school board of said city of Dover shall submit to the mayor and council a statement of the sum of money needed to carry out the provisions of this act.

On motion of the same Senator, the rules were suspended and the bill was read a third time and passed.

## SPECIAL ORDER

Senator Ryan called for the special order, it being to substitute the report, ought to pass, for the resolution of the committee, inexpedient to legislate.



The question being stated,  
Shall the words, ought to pass, be substituted for the words, inexpedient to legislate?

(Discussion ensued)

Senator Carroll demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Colbath, Eaton, Carroll, Robinson, Farmer, Barry, Lee and Martel.

The following named Senators voted in the negative: Senators Ryan, Hart, Ferguson, Gerlach, Appleton, Blake, George, Emery, Sheehan, Hubbard, Fernald, Fernald, Little and Brackett.

Eight Senators having voted in the affirmative and fourteen Senators having voted in the negative, the negative prevailed and the motion to substitute was lost.

The question being stated,

Shall the resolution of the committee, inexpedient to legislate, be adopted?

On a *viva voce* vote the affirmative prevailed and the resolution of the Committee was adopted.

Senator Ryan served notice that on some future date he would ask the Senate to reconsider the vote.

#### INTRODUCTION OF BILLS

Senator Martel, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bills which were read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game:

Senate Bill No. 94, An act to prohibit stocking.

Senate Bill No. 95, An act relating to the taking of salmon, aureolus and lake trout.

On motion of Senator Fernald of District No. 21, the following resolution was adopted:

*Resolved*, That the rules be suspended and all business in order for this afternoon at three o'clock be made in order at the present time.

## THIRD READINGS

The following bills were read a third time and passed:  
Senate Bill No. 75, An act amending chapter 238, of the Public Laws relating to proceedings before the Public Service Commission.

Senate Bill No. 83, An act legalizing the proceedings of the annual town meeting held in the town of Milford on March 10, 1931.

House Bill No. 64, An act relating to the salaries of county solicitors.

House Bill No. 82, An act relating to the redemption of property sold for taxes and deeds given by tax collectors.

House Bill No. 236, An act relating to bonds of certain town officers.

On motion of Senator Fernald of District No. 21, the following resolution was read a third time by caption and passed:

House Joint Resolution No. 101, Joint resolution in favor of the New Hampshire Soldiers' Home.

On motion of Senator Brackett, the Senate adjourned.

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WEDNESDAY, APRIL 15, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

## HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bill in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 181, An act relative to the registration of motor vehicles.

The message further stated that the House of Representatives had passed the following entitled bill with amendment

in the passage of which it asked the concurrence of the Honorable Senate:

Senate Bill No. 65, An act relating to taxation on motor boats.

Amend Senate Bill No. 65 by striking out the whole title thereof and inserting in place thereof the following: An act relating to revocation of motor boat licenses.

Amend Senate Bill No. 65 by striking out the whole of section 1 and inserting in place thereof the following: 1. *Amendment.* Amend Chapter 151 of the Public Laws as amended by Chapter 6, Chapter 84, and Chapter 111 of the Laws of 1929 by adding at the end thereof a new section, which shall be section 22, and shall read as follows: 22. *Revocation of Registration.* The Public Service Commission after hearing may revoke the registration of any boat or outboard motor issued pursuant to the provisions of this chapter whenever it shall appear, upon complaint of the selectmen or any tax collector of any town, that the owner of such boat or outboard motor has failed after demand to pay any property tax upon the same, which shall be due the town.

Further amend said bill by inserting at the beginning of section 2 the words "Takes Effect," so that said section 2 shall read as follows: 2. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Hart, the Senate concurred with the House of Representatives in the adoption of the foregoing amendment.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill with amendment.

House Bill No. 331, An act uniting Bartlett town district and Bartlett special district.

The message further stated that the House of Representatives had voted to recede from its position of non-concurrence and concur in the amendment sent down from the Honorable Senate to

House Bill No. 41, An act relating to bonds of county officers.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills.

Senate Bill No. 60, An act relating to assignment for the benefit of creditors.

House Bill No. 303, An act to extend the aid for dependent mothers and children.

#### READ AND REFERRED

The following bill sent up from the House of Representatives was read a first and second time and referred:

To the Committee on the Judiciary,

House Bill No. 181, An act relative to the registration of motor vehicles.

#### COMMITTEE REPORTS

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

House Bill No. 344, An act relating to county jails, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at three o'clock.

Senator Barry, for the Committee on Finance, to whom was referred:

Senate Joint Resolution No. 6, Joint resolution for the permanent improvement of the main highway, known as Derry road, leading from the Haverhill road to the Danville line in the town of Kingston.

House Joint Resolution No. 30, Joint resolution to provide for additional facilities at the State Hospital.

House Joint Resolution No. 113, Joint resolution for the improvement of the highway from Loudon village over the old stage mail line to Kelley's corner in Gilmanton.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions ordered to a third reading this afternoon at three o'clock.

Senator Barry, for the Committee on Finance, to whom was referred:

House Bill No. 295, An act designating a certain highway in the town of Barnstead for state aid improvement, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 1 of said act by inserting after the words "in the town of Barnstead" in the sixth line, the following words: "except by permission of the highway commissioner"; so that said section as amended shall read:

1. *Designation.* The highway in the town of Barnstead leading from Center Barnstead through South Barnstead to the Strafford town line is hereby designated as the next highway in the town of Barnstead to be improved with state aid. No state aid for highway shall be expended upon other highways in the town of Barnstead, except by permission of the highway commissioner, until the above designated highway shall have been completed; provided, however, that nothing in this act shall be construed to prevent the expenditure of state funds for the improvement of highways already under improvement.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Fernald of District No. 22, for the Committee on Roads, Bridges and Canals, to whom was referred:

House Joint Resolution No. 119, Joint resolution for the improvement of a farm to market road in the town of Lyndeborough, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the joint resolution referred to the Committee on Finance under the rules.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 82, An act relating to the redemption of property sold for taxes and deeds given by tax collectors.

having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend section 1 of said bill by striking out the twenty-eighth line and inserting in place thereof the following:

2. *Amendment.* Amend section 31 of said chapter 66 by striking out the words.

Further amend section 1 of said bill by striking out the thirty-fourth line and inserting in place thereof the following:

3. *Amendment.* Amend section 33 of said chapter 66 by striking out all of said section and inserting.

Further amend section 1 of said bill by inserting after the word "from" in the thirty-sixth line the word, "the."

Further amend section 1 of said bill by striking out the word "his" in the fifty-first line and inserting in place thereof the word, "this."

Further amend section 1 of said bill by striking out the fifty-seventh line and inserting in place thereof the following:

4. *Amendment.* Amend section 39 of said chapter 66 by striking out all of said section and.

Amend section 2 of said bill by renumbering the same 5.

Amend section 3 of said bill by striking out all of said section and inserting in place thereof the following:

6. *Takes Effect.* The provisions of section 3 hereof shall take effect July 1, 1932,

6. *Takes Effect.* This act shall take effect upon its passage except section 3 hereof which shall take effect July 1, 1932.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 286, An act limiting the taking of raccoon, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.



Amend section 1 of said bill by inserting after the word "Laws" in the second line the words, "as amended by chapter 152 of the Laws of 1929."

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled:

Senate Bill No. 58, An act relative to General Pulaski Commemoration Day.

Senate Bill No. 87, An act repealing the laws relating to trusts created by writing.

House Bill No. 331, An act uniting Bartlett town district and Bartlett special district.

House Bill No. 335, An act legalizing the town meeting of Weare held Tuesday, March 10, and Wednesday, March 11, 1931.

E. MAUDE FERGUSON,  
*For the Committee.*

#### BILL RECALLED FROM GOVERNOR

On motion of Senator Fernald of District No. 21, the following resolution was adopted.

*Resolved*, That the Governor be requested to return to the Senate for further consideration the following joint resolution.

House Joint Resolution No. 101, Joint Resolution in favor of the New Hampshire Soldiers' Home.

#### BILL RETURNED FROM GOVERNOR

Pursuant to the above request, the Governor returned to the Senate for further consideration.

House Joint Resolution No. 101, Joint resolution in favor of the New Hampshire Soldiers' Home.

On motion of Senator Fernald, of District No. 21, the

rules were so far suspended as to allow the reconsideration of a vote on the foregoing joint resolution.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the bill passed.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the bill was ordered to a third reading.

On motion of the same Senator, the foregoing joint resolution was referred to the Committee on Finance under the rules.

#### INTRODUCTION OF JOINT RESOLUTION

Senator Hart, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following joint resolution.

Senate Joint Resolution No. 7, Joint resolution creating a commission to investigate the pollution of the lakes and streams in New Hampshire.

On motion of Senator Fernald of District No. 21, the rules were suspended and the foregoing joint resolution was read a first and second time by caption, laid upon the table to be printed and referred to the Committee on Public Health.

On motion of Senator Fernald of District No. 21, the following resolution was adopted.

*Resolved*, That the rules be suspended and all business in order for this afternoon at three o'clock, be made in order at the present time.

#### THIRD READINGS

The following bills were read a third time and passed:

House Bill No. 295, An act designating a certain highway in the town of Barnstead for state aid improvement.

House Bill No. 344, An act relating to county jails.

On motion of Senator Fernald of District No. 21, the following joint resolutions were read a third time by caption and passed.

Senate Joint Resolution No. 6, Joint resolution for the

permanent improvement of the main highway, known as Derry road, leading from the Haverhill road to the Danville line in the town of Kingston.

House Joint Resolution No. 30, Joint resolution to provide for additional facilities at the State Hospital.

House Joint Resolution No. 113, Joint resolution for the improvement of the highway from Loudon village over the old stage mail line to Kelley's corner in Gilmanton.

On motion of Senator Ferguson, the Senate adjourned.

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THURSDAY, APRIL 16, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 88, An act relative to assistants in the office of the bank commissioner.

House Bill No. 185, An act relating to the amount of compensation for death under the Workmen's Compensation Law.

House Bill No. 186, An act relating to the limit of compensation under the Workmen's Compensation Law.

House Bill No. 348, An act appropriating money for improvements and equipment at the State Hospital.

House Joint Resolution No. 25 (in new draft), Joint resolution in favor of a breakwater at Hampton Beach.

House Joint Resolution No. 53, Joint resolution relating to Laconia State School.

House Bill No. 350, An act relating to the state flag and seal.

House Joint Resolution No. 118, Joint resolution in favor of Arthur F. Sturtevant.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill.

Senate Bill No. 83, An act legalizing the proceedings of the annual town meeting held in the town of Milford on March 10, 1931.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill with amendments.

House Bill No. 319, An act authorizing the city of Dover to provide pensions for school teachers.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bill, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate.

House Bill No. 41, An act relating to bonds of county officers.

Amend section 1 of said bill by inserting after the word "sheriffs" in the fourth line the words, "and deputy sheriffs."

On motion of Senator Fernald of District No. 21, the Senate concurred with the House of Representatives in its adoption of the foregoing amendment to House Bill No. 41.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills and joint resolutions.

House Bill No. 81, An act relating to the abatement of state tax on account of public forest lands.

House Bill No. 221, An act relating to the salary of the mayor of Somersworth.

House Bill No. 324, An act constituting a permanent state agency entitled New Hampshire Shore and Beach Preservation and Development Commission.

House Joint Resolution No. 7, Joint resolution for the re-

conditioning of a farm to market highway in the town of Barrington.

House Joint Resolution No. 56, Joint resolution in favor of George F. Chamberlain, of St. Johnsbury, Vermont, for damages which he received on account of a collision with a state highway truck.

The message further stated that the House of Representatives had refused to concur with the Senate in the passage of the following bill with amendment and asked for a Committee of Conference. The Speaker named as members of the Committee of Conference on the part of the House, Messrs. Preston of Boscawen, Welch of Andover and Baker of Concord.

House Bill No. 64, An act relating to the salaries of county solicitors.

On motion of Senator Sheehan, the Senate voted to accede to the request of the House for a Committee of Conference and the President appointed as members of such committee on the part of the Senate, Senators George and Gerlach.

#### READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on Finance,

House Bill No. 88, An act relative to assistants in the office of the Bank Commissioner.

To the Committee on the Judiciary,

House Bill No. 185, An act relating to the amount of compensation for death under the Workmen's Compensation Law.

House Bill No. 186, An act relating to the limit of compensation under the Workmen's Compensation Law.

House Bill No. 350, An act relating to the State flag and seal.

To the Committee on State Hospital and Laconia State School,

House Bill No. 348, An act appropriating money for improvements and equipment at the State Hospital.

On motion of Senator Fernald of District No. 21, the rules

were suspended and the following joint resolutions were read a first and second time by caption and referred

To the Committee on Coastwise Improvements,

House Joint Resolution No. 25 (in new draft), Joint resolution in favor of a breakwater at Hampton Beach.

To the Committee on State Hospital and Laconia State School,

House Joint Resolution No. 53, Joint resolution relating to Laconia State School.

To the Committee on Claims,

House Joint Resolution No. 118, Joint resolution in favor of Arthur F. Sturtevant.

#### COMMITTEE REPORTS

Senator Farmer, for the Committee on Ways and Means to whom was referred

House Bill No. 300, An act relating to institutional exemptions, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

Senate Bill No. 16, An act in amendment of Chapter 269, Section 15, of the Public Laws, relating to rate of interest on small loans, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

#### MAJORITY AND MINORITY REPORT

A majority of the Committee on the Judiciary, to whom was referred

House Bill No. 62 (in new draft and new title), An act establishing a board of adjustment for certain small claims arising from the negligent operation of motor vehicles, hav-



ing considered the same, reported the same without amendment and recommended its passage.

HAROLD H. HART,  
E. MAUDE FERGUSON,  
FRANK F. FERNALD,  
ARTHUR T. APPLETON.

A minority of the Committee on the Judiciary, to whom was referred

House Bill No. 62 (in new draft and new title), an act establishing a board of adjustment for certain small claims arising from the negligent operation of motor vehicles, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

JOHN J. SHEEHAN.

Senator Sheehan moved that the report of the minority be substituted for that of the majority.

(Discussion ensued)

Senator Fernald of District No. 21 moved the previous question.

Senator Carroll demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Hart, Ferguson, Appleton, Emery, Hubbard, Fernald of District No. 21, and Brackett.

The following named Senators voted in the negative: Senators Ryan, Colbath, Eaton, Carroll, Gerlach, Farmer, Blake, Barry, George, Lee, Sheehan, Martel, Fernald of District No. 22 and Little.

Seven Senators having voted in the affirmative and fourteen Senators having voted in the negative, the negative prevailed and the motion was lost.

(Discussion ensued)

The question being stated:

Shall the report of the minority be substituted for that of the majority?

Senator Barry demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Colbath, Eaton, Carroll, Gerlach, Farmer, Barry, George, Lee, Sheehan, Martel, Fernald of District No. 22 and Brackett.

The following named Senators voted in the negative: Senators Hart, Ferguson, Appleton, Blake, Emery, Hubbard, Fernald of District No. 21 and Little.

Thirteen Senators having voted in the affirmative and eight Senators having voted in the negative, the affirmative prevailed and the resolution of a minority of the committee, inexpedient to legislate, was adopted.

#### MAJORITY AND MINORITY REPORT

A majority of the Committee on the Judiciary, to whom was referred House Bill No. 320, An act relating to the liability of towns for damages happening in the use of highways, having considered the same, reported the same without amendment and recommended its passage.

HAROLD H. HART,  
E. MAUDE FERGUSON,  
FRANK F. FERNALD,  
ARTHUR L. APPLETON.

A minority of the Committee on the Judiciary, to whom was referred:

House Bill No. 320, An act relating to the liability of towns for damages happening in the use of highways, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

JOHN J. SHEEHAN.

Senator Sheehan moved that the report of the minority be substituted for that of the majority, and with that motion pending, it be made a special order for Tuesday, April 21, at 11:01.

(Discussion ensued)

On a *viva voce* vote the affirmative prevailed and the bill

was made a special order for Tuesday morning April 21 at 11:01.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

House Bill No. 296, An act amending the "Municipal Bonds Statute."

House Bill No. 343, An act authorizing the town of Haverhill to issue refunding bonds.

Senate Bill No. 90, An act relative to laying out highways to public waters and to changes in the route of state and trunk line highways.

House Bill No. 339, An act relating to conditional pardons.

House Bill No. 326, An act authorizing the town of Salem to issue bonds or notes to refund temporary notes.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

House Bill No. 342, An act to exempt certain property of the Manchester Historic Association from taxation, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Emery, the bill was recommitted to the Committee on the Judiciary.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

Senate Bill No. 70, An act relating to the disposal of automobile fees and fines, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Sheehan, for the Committee on Insurance, to whom was referred

Senate Bill No. 69, An act relative to the formation of insurance companies, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Eaton, the bill was recommitted to the Committee on Insurance.

Senator Sheehan, for the Committee on Insurance, to whom was referred

House Bill No. 270, An act in amendment of the charter of the New Hampshire Fire Insurance Company, authorizing said company to insure against earthquakes, having considered the same, reported the same in new draft and new title and recommended that the bill in its new draft and new title ought to pass.

The bill was laid upon the table to be printed.

On motion of Senator Eaton, the rules were suspended, printing dispensed with, and the bill in its new draft and new title, ordered to a third reading this afternoon at three o'clock.

Senator Sheehan for the Committee on Insurance, to whom was referred

House Bill No. 234, An act in amendment of the charter of the Granite State Fire Insurance Company, authorizing said company to insure against earthquakes, having considered the same, reported the same in Senate new draft and new title and recommended that the bill in its new draft and new title ought to pass.

The bill was laid upon the table to be printed.

On motion of Senator Eaton, the rules were suspended, printing dispensed with, and the bill in its new draft and new title, ordered to a third reading this afternoon at three o'clock.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 236, An act relating to bonds of certain town officers.

House Bill No. 344, An act relating to county jails.

House Joint Resolution No. 30, Joint resolution to provide for additional facilities at the State Hospital.

House Joint Resolution No. 113, Joint resolution for the improvement of the highway from Loudon village over the old stage mail line to Kelley's corner in Gilmanton.

E. MAUDE FERGUSON,

*For the Committee.*

On motion of Senator Fernald of District No. 21, the following resolution was adopted:

*Resolved*, That the rules be suspended and all business in order for this afternoon at three o'clock be made in order at the present time.

#### THIRD READINGS

The following bills were read a third time and passed:

Senate Bill No. 90, An act relative to laying out highways to public waters and to changes in the route of state and trunk line highways.

House Bill No. 234 (In Senate new draft and new title), An act in amendment of the charter of the Granite State Fire Insurance Company and authorizing said company to insure against earthquakes; also against the risks of bombardment and strikes.

House Bill No. 270 (In Senate new draft and title), An act in amendment of the charter of the New Hampshire Fire Insurance Company and authorizing said company to insure against earthquakes; also from theft or other casualty in connection with the use of registered mail.

House Bill No. 296, An act amending the "Municipal Bonds Statute."

House Bill No. 300, An act relating to institutional exemptions.

House Bill No. 326, An act authorizing the town of Salem to issue bonds or notes to refund temporary notes.

House Bill No. 339, An act relating to conditional pardons.

House Bill No. 343, An act authorizing the town of Haverhill to issue refunding bonds.

On motion of Senator Brackett the following resolution was adopted.

*Resolved*, That when the Senate adjourns this afternoon, it adjourn to meet tomorrow morning at 10:30 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Eaton, the Senate adjourned.

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FRIDAY, APRIL 17, 1931.

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

COMMITTEE REPORTS

Senator George, for the Committee on Ways and Means to whom was referred

House Bill No. 37 (in new draft and new title), An act providing a special fund for the rehabilitation of treasury balances and the retirement of state indebtedness.

House Bill No. 227, An act to assess an estate tax on estates subject to taxation under the laws of the United States.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator George, for the Committee on Ways and Means, to whom was referred House Bill No. 26, An act relative to the taxation of gas and electric utilities, having considered the same, reported the same with the following amendment and recommended its passage.

Amend the bill by striking out at the end of Section 20 the words and figures "March 31, 1931" and inserting in place thereof the words "upon its passage" so that said section as amended shall read as follows:

20. *Takes Effect*. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect upon its passage.



The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Eaton, for the Committee on Public Improvements, to whom was referred House Bill No. 345, An act relating to the liability of towns as to highways discontinued subject to gates and bars, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Eaton, for the Committee on Public Improvements, to whom was referred

House Joint Resolution No. 117, Joint resolution for the improvement of the road from Ricker corner to the Farmington line in the town of New Durham.

House Bill No. 161 (In new draft), An act relative to freeing Eliot toll bridge.

House Bill No. 336, An act to establish a state aid road from Barrington to Rochester.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills referred to the Committee on Finance under the rules.

Senator Eaton, for the Committee on Public Improvements, to whom was referred Senate Bill No. 88, An act determining the basic working day on all public improvements, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

Senator Barry offered the following amendment.

Amend the resolution of the Committee, inexpedient to legislate, by striking out the words "inexpedient to legislate" and substituting therefor the words "ought to pass" and with that motion pending the bill was made a special order for Wednesday, April 22 at 11:01.

Senator Barry, for the Committee on Finance to whom was referred

House Joint Resolution No. 101, Joint resolution in favor of the New Hampshire Soldiers' Home.

House Joint Resolution No. 119, Joint resolution for the improvement of a farm to market road in the town of Lyndeborough.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions ordered to a third reading this afternoon at three o'clock.

Senator Emery, for the Committee on Claims, to whom was referred House Joint Resolution No. 18, Joint resolution in favor of Mrs. Joseph Curran, Mrs. Abijah H. Barrett, Sr., and Mrs. George W. Wilder, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution referred to the Committee on Finance under the Rules.

On motion of Senator Fernald of District No. 21, the following resolution was adopted.

*Resolved*, that the rules be suspended and all business in order for this afternoon at three o'clock be made in order at the present time.

#### THIRD READINGS

The following bills were read a third time and passed.

Senate Bill No. 85, An act allowing fly fishing only in Moody pond in the town of Weare.

Senate Bill No. 93, An act relating to the taking of smelt.

Senate Bill No. 94, An act to prohibit stocking.

House Bill No. 26, An act relative to the taxation of gas and electric utilities.

House Bill No. 37 (In new draft and new title), An act providing a special fund for the rehabilitation of treasury balances and the retirement of state indebtedness.

House Bill No. 227, An act to assess an estate tax on

estates subject to taxation under the laws of the United States.

House Bill No. 345, An act relating to the liability of towns as to highways discontinued subject to gates and bars.

On motion of Senator Fernald of District No. 21, the rules were suspended, and the following joint resolutions were read a third time by caption and passed.

House Joint Resolution No. 101, Joint resolution in favor of the New Hampshire Soldiers' Home.

House Joint Resolution No. 119, Joint resolution for the improvement of a farm to market road in the town of Lyndeborough.

On motion of Senator Carroll, the Senate adjourned.

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MONDAY, APRIL 20, 1931.

The Senate met according to adjournment.

Senator Fernald, Dist. No. 21, having assumed the chair, read the following communication:

Concord, N. H., April 20, 1931.

SENATOR FERNALD, Dist. No. 21:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator Fernald, Dist. No. 21, declared the Senate adjourned.

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TUESDAY, APRIL 21, 1931.

The Senate met according to adjournment.

The Honorable Secretary of State appeared and presented the following message.

To the Honorable Senate:

I am returning herewith, without my signature, Senate

Bill No. 60, entitled "An act relating to assignments for the benefit of creditors."

In my opinion the inconvenience arising from the proposed legislation will in many cases be greater than the inconvenience it seeks to remedy. Federal officials, in co-operation with the American Bar Association, are at present making a most exhaustive study of the bankruptcy laws, and I would suggest awaiting their findings before changing our law in this regard.

I am therefore withholding my approval of this bill.

JOHN G. WINANT,  
*Governor.*

The question being stated,

Shall the veto of the Governor be sustained?

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative.

Senators Ryan, Colbath, Eaton, Hart, Ferguson, Gerlach, Robinson, Farmer, Appleton, Blake, Barry, George, Emery, Lee, Martel, Hubbard, Fernald, Fernald, Little and Brackett.

The following named Senators voted in the negative. Senators Carroll and Sheehan.

Twenty Senators having voted in the affirmative and two Senators having voted in the negative, the affirmative prevailed and the veto of the Governor was sustained.

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:—*

The House of Representatives has concurred with the Senate in the passage of the amendment to the following bill:

House Bill No. 295, An act designating a certain highway in the town of Barnstead for state aid improvement.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill:

Senate Bill No. 73, An act disannexing a portion of the town of Canterbury and annexing it to the city of Concord.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 82, An act relating to the redemption of property sold for taxes and deeds given by tax collectors.

House Bill No. 286, An act limiting the taking of raccoon.

The message further stated that the House of Representatives had refused to concur with the Senate in the passage of the following bill and joint resolution.

Senate Bill No. 32, An act to regulate the manner of taking deer.

Senate Joint Resolution No. 6, Joint resolution for the permanent improvement of the main highway, known as Derry road, leading from the Haverhill road to the Danville line in the town of Kingston.

On motion of Senator Little, the Senate asked for a Committee of Conference on Senate Joint Resolution No. 6, Joint resolution for the permanent improvement of the main highway known as Derry road leading from the Haverhill road to the Danville line in the town of Kingston, and the President appointed as members of such committee on the part of the Senate, Senators Little, Barry and Robinson.

#### COMMITTEE REPORTS

Senator Appleton, for the Committee on Military Affairs and Soldiers' Home, to whom was referred House Bill No. 225, An act for the purpose of providing a site for a state armory in the town of Claremont, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill referred to the Committee on Finance under the rules.

Senator Ferguson for the Committee on the Judiciary, to whom was referred Senate Bill No. 91, An act empowering the city of Laconia to purchase the Laconia Water Works,

having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred Senate Bill No. 89, An act relating to motor vehicles used as common carriers, having considered the same, reported the same with the following amendment and recommended its passage.

Amend said bill by adding after section 1 the following new section:

2. *Public Service Commission.* Amend chapter 258 of the Public Laws by adding after section 2 the following new sections: 2-a. *Annual Registration.* Every person conducting the business defined in section 1 shall register with the public service commission and shall pay an annual registration fee of five dollars for each motor vehicle to be used in the conduct of such business. 2-b. No person shall operate such a vehicle as a common carrier until he has registered with the commission as provided in the preceding section. 2-c. *Term of Registration.* The registrations herein provided for shall be for the duration of the calendar year in which made. 2-d. *Payment of Fees.* All fees collected hereunder shall be paid to the public service commission and shall be expended by said commission in carrying out the provisions of this chapter. 2-e. *Inspections.* The public service commission may make such inspections of said motor vehicles as may be necessary.

Further amend said bill by renumbering section 2 as section 3.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred House Bill No. 224, An act relating to life insurance, having considered the same, reported the same with the following amendment and recommended its passage.



Amend by striking out in line 10 the words "of the preceding" and in line 11 the word, "section," and inserting in place thereof the words, "of law," so that the section as amended shall read as follows:

"Sect. 1. *Amendment.* Amend chapter 277 of the Public Laws by striking out the first three sections and inserting in place thereof the following:

1. *Married Women:* Every policy of life or endowment insurance made payable to or for the benefit of a married woman, or after its issue assigned, transferred or in any way made payable to a married woman or to any person in trust for her or for her benefit, whether procured by herself, her husband or by any other person and whether the assignment or transfer is made by her husband or by any other person and whether or not the right to change the named beneficiary is reserved by or permitted to the person effecting such insurance, shall enure to her separate use and benefit, and to that of her children, subject to the provisions of law relative to premiums paid in fraud or creditors. No court and no trustee or assignee for the benefit of creditors, shall elect for the person effecting such insurance to exercise such right to change the named beneficiary."

The report was accepted and the amendment adopted.

Senator Barry offered the following amendment.

Amend the report of the committee, ought to pass, by striking out the words "ought to pass," and substituting therefor the words "inexpedient to legislate."

(Discussion ensued)

The question being stated,

Shall the amendment be adopted.

Senator Barry demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative. Senators Carroll, Blake, Barry, Lee, Sheehan, Martel and Fernald of District No. 22.

The following named Senators voted in the negative. Senators Ryan, Colbath, Eaton, Hart, Ferguson, Gerlach,

Robinson, Farmer, Appleton, George, Emery, Hubbard, Fernald of District No. 21, Little and Brackett.

Seven Senators having voted in the affirmative, and fifteen Senators having voted in the negative, the negative prevailed and the motion to amend was lost.

On motion of Senator Barry the bill was recommitted to the Committee on the Judiciary.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred Senate Bill No. 82, An act relating to registration of motor vehicle repairers, having considered the same, reported the same with the following amendments and recommended its passage.

Amend Section 1 of said bill by inserting after the word, "is," in the sixth line the words, "actively and regularly," and by inserting after the word, "of," in the seventh line the word, "rebuilding," and by inserting after the word, "repairing" in the seventh line the words, "or painting."

Further amend said section by striking out in line 14 the words, "owned by him and."

Further amend said section by inserting in line 28 preceding the word, "additional," the word, "two," so that said section as amended shall read as follows:

"Section 1. *Motor Vehicle Repairers.* Amend chapter 100 of the Public Laws by adding at the end of said chapter after section 56 as inserted by chapter 53 of the Laws of 1927 the following new sections:

57. *Motor Vehicle Repairer License.* Any person who has an established place of business and who is actively and regularly engaged in the business of rebuilding, repairing, or painting motor vehicles may be granted a motor vehicle repairer license upon satisfying the commissioner that such applicant is a suitable person to hold such license.

58. *Application.* The applicant for a motor vehicle repairer license shall make application to the commissioner upon blanks furnished by him for that purpose, for a general distinguishing number for use upon any motor vehicle used in direct connection with his repair business for service or towing purposes and for

use on any unregistered motor vehicle not owned by him and temporarily in his custody when such motor vehicle is being adjusted or tried out after being repaired. 59. *Registration.* The commissioner may, if he is satisfied of the facts stated in such application, grant the same and issue to the applicant a certificate of registration containing the name, residence, and address of such applicant and the general distinguishing number and such other provisions as the commissioner may determine. 60. *Plates.* The commissioner shall, at the time of issuing a certificate to such motor vehicle repairer licensee, furnish him with one set of number plates. Two additional sets of number plates may be furnished, in the discretion of the commissioner. The fee for each additional set of number plates shall be eight dollars. 61. *Use of Plates.* A motor vehicle repairer licensee shall not loan number plates which have been assigned to him under the provisions hereof to a subagent or to any other person. 62. *Use of Cars.* A motor vehicle repairer licensee shall not rent or otherwise use or permit to be used motor vehicles so registered, except as provided in section 58. 63. *Revocation of License.* The commissioner may, in his discretion, revoke such motor vehicle repairer license for violation of any of the provisions of sections 57 to 62 inclusive thereof.

Amend section 2 of said bill by striking out the word, "fifteen," in line 1, page 3, and inserting in place thereof, the words, "twenty-five," so that said section as amended shall read as follows:

2. *Fees.* Amend section 1, chapter 102 of the Public Laws by adding at the end of said section the following new paragraph:

3. For registration as motor vehicle repairer, including one set of plates to be furnished with the certificate of registration, twenty-five dollars.

The report was accepted, amendments adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

## MAJORITY AND MINORITY REPORT

A majority of the Committee on the Judiciary to whom was referred House Bill No. 201, An act relating to observance on the Lord's Day, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

HAROLD H. HART,  
E. MAUDE FERGUSON,  
FRANK F. FERNALD.

A minority of the Committee on the Judiciary, to whom was referred House Bill No. 201, An act relating to observance on the Lord's Day, having considered the same, reported the same without amendment and recommended its passage.

ARTHUR T. APPLETON,  
JOHN J. SHEEHAN.

Senator Appleton moved that the report of the minority be substituted for that of the majority.

(Discussion ensued)

The question being stated,

Shall the report of the minority be substituted for that of the majority?

Senator Sheehan demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative. Senators Ryan, Colbath, Eaton, Robinson, Appleton, Blake, Barry, George, Emery, Lee, Sheehan, Martel and Brackett.

The following named Senators voted in the negative. Senators Hart, Ferguson, Carroll, Gerlach, Farmer, Hubbard, Fernald, Fernald, and Little.

Thirteen Senators having voted in the affirmative and nine Senators having voted in the negative, the affirmative prevailed and the report of the minority was substituted for that of the majority, and the bill was ordered to a third reading this afternoon at three o'clock.

## SPECIAL ORDER

Senator Sheehan called for the special order it being the substitution of the report of the minority, inexpedient to legislate, for that of the majority, ought to pass, on

House Bill No. 320, An act relating to the liability of towns for damages happening in the use of highways.

(Discussion ensued)

The question being stated,

Shall the report of the minority, inexpedient to legislate, be substituted for that of the majority, ought to pass?

Senator Carroll demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative. Senators Ryan, Colbath, Carroll, Robinson, Blake, Barry, Lee, Sheehan and Martel.

The following named Senators voted in the negative. Senators Eaton, Hart, Ferguson, Gerlach, Farmer, Appleton, George, Emery, Hubbard, Fernald, Fernald, Little and Brackett.

Nine Senators having voted in the affirmative, and thirteen Senators having voted in the negative, the negative prevailed, the motion to substitute was lost, and the bill was ordered to a third reading this afternoon at three o'clock.

## INTRODUCTION OF BILL

Senator Colbath, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of Laws.

Senate Bill No. 96, An act relating to examinations, appeals, bail and recognizances in amendment of the Public Laws, chapter 366, section 3.

On motion of Senator Emery, the Senate adjourned.

## AFTERNOON

## THIRD READINGS

The following bills were read a third time and passed.

Senate Bill No. 82, An act relating to registration of motor vehicle repairers.

Senate Bill No. 89, An act relating to motor vehicles used as common carriers.

Senate Bill No. 91, An act empowering the city of Laconia to purchase the Laconia Water Works.

House Bill No. 201, An act relating to observance on the Lord's Day.

House Bill No. 320, An act relating to the liability of towns for damages happening in the use of highways.

On motion of Senator George, the Senate adjourned.

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WEDNESDAY, APRIL 22, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

## HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 223, An act to dissolve certain corporations.

House Bill No. 293, An act relating to the deposits of county and town funds.

House Bill No. 337, An act to provide for a state budget system and financial control.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill.

Senate Bill No. 30, An act establishing commission districts in the county of Belknap.



The message further stated that the House of Representatives had refused to concur with the Senate in the passage of the following bill.

Senate Bill No. 52, An act amending chapter 198 of the Public Laws relating to the setting of steel traps.

#### READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on the Judiciary,

House Bill No. 223 (in new draft), An act to dissolve certain corporations.

House Bill No. 293 (in new draft and new title), An act relating to the deposit of county and town funds.

To the Committee on Finance,

House Bill No. 337, An act to provide for a state budget system and financial control.

#### COMMITTEE REPORTS

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

House Bill No. 350, An act relating to the state flag and seal.

House Bill No. 98, An act enlarging the powers of Moore's Falls Corporation.

House Bill No. 115, in new draft and new title, An act relating to the practice of pharmacy and the sale of drugs.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

Senate Bill No. 59, An act in amendment of section 23 of chapter 25 of the Public Laws relating to primary elections and nominations of candidates, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Senate Bill No. 59 by striking out section 1 and inserting in place thereof the following:

1. *Amendment.* Amend chapter 25 of the Public Laws by inserting after section 34 thereof the following new section to read as follows: 34a. *Time Limit.* No voter shall be allowed to vote at any primary unless at least ninety days before said primary he shall have registered his membership in some party. This section shall not apply to any voter whose name has been added to the checklist within ninety days of the primary at which he desires to vote if his membership in some party has been registered at the time his name is added to the checklist.

The report was accepted.

Senator Barry moved that the bill be laid upon the table.

(Discussion ensued)

Senator Carroll demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Barry, Lee and Martel.

The following named Senators voted in the negative: Senators Colbath, Eaton, Hart, Ferguson, Carroll, Gerlach, Robinson, Farmer, Appleton, Blake, George, Emery, Sheehan, Hubbard, Fernald, Fernald, Little and Brackett.

Four Senators having voted in the affirmative and eighteen Senators having voted in the negative, the negative prevailed and the motion to lay upon the table was lost.

The question being stated:

Shall the amendment be adopted?

On a *viva voce* vote the amendment was adopted and the bill as amended was ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

House Bill No. 261, An act relating to the regulation of small loans, having considered the same, reported the same with the following amendment and recommended its passage.

Amend House Bill No. 26 by striking out sections two and three and inserting in place thereof the following:

2. *Issue.* Section 6 of said Chapter 269 is hereby amended by inserting after the word "shall" in the second line of said section the words, "if the applicant is safe, reliable and entitled to confidence," so that said section as amended shall read as follows: 6. *Issue.* Upon the filing of such application, the approval of said bond and the payment of said fee, the commissioner shall, if the applicant is safe, reliable and entitled to confidence, issue a license to the applicant to make loans in accordance with the provisions of this chapter until April first next following. Such license shall not be assigned.

3. *Commission.* The governor, with the advice and consent of the council, is hereby authorized and directed to appoint five competent persons to constitute a commission to study and analyze the true net income of licensees under Public Laws, chapter 269, and the effect of the rate of interest charged by said licensees on loans of three hundred dollars or less upon the general welfare of the state of New Hampshire and its citizens. The members of such commission shall serve without compensation but shall be reimbursed for their actual expenses and the commission shall have power to employ any necessary legal, expert, clerical and stenographic assistance, the accounts therefor to be approved by the governor and council. The governor is authorized to draw his warrant for the same out of any money in the treasury not otherwise appropriated. Said commission shall report to the bank commissioner on or after July 1, 1932, its findings on said matters and recommendations based on said findings as to the rate of interest said licensees should be allowed on loans of three hundred dollars or less. The bank commissioner if, in his opinion, the public good requires, may reduce the rate of interest which may be charged by licensees on loans of three hundred dollars or less to the rate recommended by the commission.

The report was accepted.

Senator Barry offered the following amendment:

Amend the report by striking out the words, "ought to pass" and substituting therefor, the words, "inexpedient to legislate," and with this motion pending it be made a special order for Tuesday, April 28, at 11:01.

(Discussion ensued)

Senator Fernald of District No. 21 called for the previous question.

The question being stated:

Shall the main question be put?

Senator Carroll demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Colbath, Eaton, Hart, Ferguson, Carroll, Gerlach, Robinson, Farmer, Appleton, George, Emery, Lee, Martel, Hubbard, Fernald of District No. 21 and Brackett.

The following named Senators voted in the negative: Senators Ryan, Barry, Sheehan, Fernald of District No. 22 and Little.

Sixteen Senators having voted in the affirmative and five Senators having voted in the negative, the affirmative prevailed.

The question being stated:

Shall the bill be made a special order for Tuesday, April 28, at 11:01?

Senator Fernald of District No. 21 demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Barry, Lee and Sheehan.

The following named Senators voted in the negative: Senators Colbath, Eaton, Hart, Ferguson, Carroll, Gerlach, Robinson, Farmer, Appleton, George, Emery, Martel, Hubbard, Fernald, Fernald, Little and Brackett.

Four Senators having voted in the affirmative and seventeen Senators having voted in the negative, the negative prevailed and the motion that the bill be made a special order was lost.

The question being stated:

Shall the amendment offered by Senator Barry to substi-

tute the words "inexpedient to legislate" for the words "ought to pass" be adopted?

Senator Carroll demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senator voted in the affirmative: Senator Barry.

The following named Senators voted in the negative: Senators Ryan, Colbath, Eaton, Hart, Ferguson, Carroll, Gerlach, Robinson, Farmer, Appleton, George, Emery, Lee, Sheehan, Martel, Hubbard, Fernald, Fernald, Little and Brackett.

One Senator having voted in the affirmative, and twenty Senators having voted in the negative, the negative prevailed and the amendment was not adopted.

The question being stated:

Shall the amendment offered by the committee be adopted?

Senator Barry demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Colbath, Eaton, Hart, Ferguson, Gerlach, Robinson, Farmer, Appleton, George, Emery, Lee, Martel and Fernald of District No. 21.

The following named Senators voted in the negative: Senators Carroll, Barry, Sheehan, Hubbard, Fernald of District No. 22, Little and Brackett.

Fourteen Senators having voted in the affirmative and seven Senators having voted in the negative, the affirmative prevailed and the amendment of the committee was adopted and the bill was ordered to a third reading this afternoon at three o'clock.

Senator Sheehan, for the Committee on Insurance, to whom was referred:

Senate Bill No. 69, An act relating to the formation of insurance companies, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate, subject matter being covered by other legislation.

The report was accepted and the resolution of the committee adopted.

Senator Sheehan, for the Committee on Insurance, to whom was referred:

House Bill No. 230 (in new draft), An act relating to the incorporation of insurance companies, having considered the same, reported the same with the following amendment and recommended its passage.

Amend House Bill No. 230 in new draft by striking out all after the enacting clause and inserting in place thereof the following:

1. *Amendment.* Amend section 1, chapter 272 of the Public Laws by inserting after the word "corporation" in the second line of said section the words, "with capital stock," by inserting after the figures "225" in the third line of said section the words, "and a corporation to carry on business on the mutual plan may be formed pursuant to the provisions of chapter 223," by inserting after the word "fire" in the sixth line of said section the words, "smoke, smoke smudge," by inserting after the word "hail" in the same line of said section the word, "windstorm," by inserting in line twelve of said section after the word "vessels" the word, "aircraft," and by inserting in line sixteen of said section after the word "vehicles" the word, "aircraft," so that said section as amended shall read as follows: 1. *Purposes.* Subject to the additional or varied requirements stated in this chapter, a corporation with capital stock may be formed, pursuant to the provisions of chapter 225 and a corporation to carry on business on the mutual plan may be formed pursuant to the provisions of chapter 223, for the purpose of conducting the following kinds of insurance business:

I. On property and rents and use and occupancy, against loss or damage by fire, smoke, smoke smudge, lightning, earthquake, hail, windstorm or other action of the elements; explosion (other than the explosion of steam boilers or fly-wheels); riot, strike or civil commotion; bombardment; breakage or leakage of apparatus erected for extinguishing fires and on such apparatus against loss or damage by acci-



dental injury and against liability of the insured for loss or damage to property caused thereby.

II. On vessels, aircraft, cars or other vehicles, freight, goods, money, effects and money loaned on bottomry and respondentia, against loss or damage from the perils of the sea and other perils usually insured against by marine insurance, or from the risk of inland navigation and transportation; and on motor vehicles, aircraft, their fittings and contents and use and occupancy, against loss or damage from accident, collision, theft or other casualty, and against liability of the owner or user thereof for injury or damage to property caused thereby.

III. On the lives of persons and every insurance pertaining thereto or connected therewith, including endowments, and to grant, purchase or dispose of annuities.

IV. Against bodily injury or death by accident, and against disablement resulting from sickness and every insurance pertaining thereto, including quarantine and identification.

V. Against the liability of the insured for the death or disability or damage to property of another.

VI. On property and rents and use and occupancy, against loss or damage and against liability of the insured therefor from explosions of steam boilers, tanks and engines, their connections and machinery connected therewith; and breakage of flywheels and machinery, and to make inspections thereof, and against loss from burglary, theft or forgery, and against loss or damage by the breakage of glass.

VII. Insurance of the performance of contracts and the faithful discharge of duties.

2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Emery, for the Committee on Public Health, to whom was referred:

Senate Joint Resolution No. 7, Joint resolution creating

a commission to investigate the pollution of the lakes and streams in New Hampshire having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Little, for the Committee on State Hospital and Laconia State School, to whom was referred:

House Joint Resolution No. 53, Joint resolution relating to Laconia state school,

House Bill No. 348, An act appropriating money for improvements and equipment at the State Hospital.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bill and joint resolution referred to the Committee on Finance under the rules.

Senator Farmer, for the Committee on Agriculture, to whom was referred:

House Bill No. 280, An act relating to oleomargarine and other butter substitutes, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Appleton, for the Committee on Military Affairs and Soldiers' Home, to whom was referred:

Senate Bill No. 9 (in new draft), An act relating to the New Hampshire Soldiers' Home, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 3 of said act by striking out in the fourth and fifth lines, after the words "shall be made" the following words "by the Board of Public Welfare" and inserting in place thereof the following "by a competent board selected by the Governor and Council"; and by striking out in the fifteenth line, after the words "shall be made" the following words "by the Board of Public Welfare" and inserting in place thereof the following "by a competent

board selected by the Governor and Council''; so that said section as amended shall read:

3. Amend section 7 of said chapter 12 of the Public Laws by adding at the end of said section the following: An investigation of the industrial and financial conditions of any applicant for admission to the Home shall be made by a competent board selected by the Governor and Council upon request from the board of managers of the Soldiers' Home, and a prompt report made to the managers, so that said section as amended shall read as follows:

7. *Admission.* No applicant shall be admitted to the Home unless he served in a New Hampshire military organization, or in the army or navy of the United States, and was credited to this state in a time of war and was honorably discharged from such service; or unless after such service he has been a resident of this state for the three years next preceding his application for admission. An investigation of the industrial and financial conditions of any applicant for admission to the Home shall be made by a competent board selected by the Governor and Council upon request from the board of managers of the Soldiers' Home, and a prompt report made to the managers.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 227, An act to assess an estate tax on estates subject to taxation under the laws of the United States, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend section 1 of said bill by striking out all after the paragraph numbered 12 and inserting in place thereof the following:

13. *Disposition of Revenue.* The revenue derived under this act shall be covered into a special fund constituted by an act providing a special fund for the rehabilitation of

treasury balances and the retirement of state indebtedness and distributed in accordance therewith.

2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 73, An act disannexing a portion of the town of Canterbury and annexing it to the city of Concord.

Senate Bill No. 83, An act legalizing the proceedings of the annual town meeting held in the town of Milford on March 10, 1931.

House Bill No. 81, An act relating to the abatement of state tax on account of public forest lands.

House Bill No. 82, An act relating to the redemption of property sold for taxes and deeds given by tax collectors.

House Bill No. 221, An act relating to the salary of the mayor of Somersworth.

House Bill No. 286, An act limiting the taking of raccoon.

House Bill No. 295, An act designating a certain highway in the town of Barnstead for state aid improvement.

House Bill No. 296, An act amending the municipal bonds statute.

House Bill No. 319, An act authorizing the city of Dover to provide pensions for school teachers.

House Bill No. 324, An act constituting a permanent state agency entitled New Hampshire Shore and Beach Preservation and Development Commission.

House Bill No. 326, An act authorizing the town of Salem to issue bonds or notes to refund temporary notes.

House Bill No. 339, An act relating to conditional pardons.

House Bill No. 343, An act authorizing the town of Haverhill to issue refunding bonds.

House Joint Resolution No. 7, Joint resolution for the reconditioning of a farm to market highway in the town of Barrington.

House Joint Resolution No. 56, Joint resolution in favor of George F. Chamberlain, of St. Johnsbury, Vermont.

E. MAUDE FERGUSON.

*For the Committee.*

Senator Barry called for the special order, it being the amendment offered by Senator Barry to the committee report on

Senate Bill No. 88, An act determining the basic working day on all public improvements.

On motion of the same Senator the special order was postponed until Thursday, April 23 at 10:45.

On motion of Senator Fernald of District No. 21 the following resolution was adopted.

*Resolved*, That the rules be suspended and all business in order for this afternoon at three o'clock be made in order at the present time.

#### THIRD READINGS

The following bills were read a third time and passed.

House Bill No. 350, An act relating to the state flag and seal.

House Bill No. 98, An act enlarging the powers of Moore's Falls Corporation.

House Bill No. 115 (in new draft and new title), An act relating to the practice of pharmacy and the sale of drugs.

House Bill No. 230 (in new draft), An act relating to the incorporation of insurance companies.

House Bill No. 280, An act relating to oleomargarine and other butter substitutes.

Senate Bill No. 9 (in new draft), An act relating to the New Hampshire Soldiers' Home.

House Bill No. 261, An act relating to the regulation of small loans.

The following bill was read a third time.

Senate Bill No. 59, An act in amendment of section 23 of chapter 25 of the Public Laws relating to primary elections and nominations of candidates.

The question being stated:

Shall the bill pass?

(Discussion ensued)

Senator Barry demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Colbath, Eaton, Hart, Ferguson, Carroll, Gerlach, Robinson, Farmer, Appleton, George, Emery, Sheehan, Hubbard, Fernald, Fernald, Little and Brackett.

The following named Senators voted in the negative: Senators Ryan, Barry, Lee and Martel.

Seventeen Senators having voted in the affirmative and four Senators having voted in the negative, the affirmative prevailed and the bill passed.

#### RESOLUTION

Senator Brackett, for the special committee appointed to prepare resolutions on the death of Senator Courtland F. H. Freese, presented the resolution printed on the following page.

On a rising vote the resolution was unanimously adopted.

On motion of Senator George, the Senate adjourned.

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#### THURSDAY, APRIL 23, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:



## State of New Hampshire

In the Honorable Senate

1931

### RESOLUTIONS

WHEREAS it has pleased Almighty God in His infinite wisdom to remove from our midst our late fellow senator and beloved friend

**Courtland F. H. Freese**

and

WHEREAS from our associations and personal contact with our beloved senator, we fully realize that he was truly a Christian gentleman of the highest type, anxious to accomplish good for his own community and the State in general, therefore

BE IT RESOLVED, that this body hereby expresses its profound regret for the loss of a conscientious citizen and senator, a business man of discernment and ability, a devoted loving husband and father, and a true and loyal friend.

BE IT FURTHER RESOLVED, that a copy of this resolution, together with our sincere sympathy for them in their great bereavement, be sent to the family of our late beloved senator, and a copy be spread upon the records of the Senate of New Hampshire.

CHAS. H. BRACKETT,  
RALPH H. GEORGE,  
MATTHEW J. RYAN.

*Committee on Resolutions.*

House Bill No. 260, An act relating to the term of office and salary of the insurance commissioner.

House Bill No. 361, An act relative to New London School District.

House Bill No. 362, An act authorizing the town of Northumberland to take advantage of the special appropriation for road construction.

House Bill No. 35, An act in relation to the salary of the justice of the municipal court of Nashua.

House Bill No. 79, An act relating to the Public Service Commission.

House Bill No. 91, An act relating to the salary of the commissioner of motor vehicles.

House Bill No. 226, An act to provide for the construction and equipment of a state armory in the town of Claremont.

House Joint Resolution No. 122, Joint resolution in favor of Wallace Fendall.

House Joint Resolution No. 123, Joint resolution in favor of Sibley Oil Company.

House Joint Resolution No. 124, Joint resolution in favor of Mrs. Amedee Cote.

House Bill No. 333, An act for the apportionment of representation in the House of Representatives, and repealing chapter 116, Laws of 1921.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bills and joint resolution.

Senate Joint Resolution No. 5, Joint resolution for the improvement of the state road leading from Nottingham line to Newmarket line in the town of Lee.

House Bill No. 234 (in Senate new draft and title), An act in amendment of the charter of the Granite State Fire Insurance Company and authorizing said company to insure against earthquakes; also against the risks of bombardment and strikes.

House Bill No. 270 (in Senate new draft and title), An act in amendment of the charter of the New Hampshire Fire Insurance Company and authorizing said company to insure

against earthquakes; also from theft or other casualty in connection with the use of registered mail.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills to the following bill, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 30, An act establishing commissioner districts in the county of Belknap.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Districts Established.* Amend chapter 36 of the Public Laws by adding after section 15, as inserted by chapter 142 of the Laws of 1929, the following new sections:

16. *County Commissioner Districts.* For the purpose of the election of the county commissioners in Belknap county said county shall be divided into three districts as follows: district 1, wards 1 to 6 inclusive in the city of Laconia; district 2, the towns of Center Harbor, Meredith, New Hampton, Sanbornton and Tilton; and district 3, the towns of Belmont, Gilmanton, Barnstead, Alton and Gilford.

17. *Eligibility.* No person shall be eligible to be a candidate for county commissioner except from the district in which he is a resident. 18. *Voting and Election.* The inhabitants of said county may vote for not more than one candidate from each district, and the candidate receiving the highest number of votes in any one district shall be elected county commissioner from that district.

On motion of Senator Fernald of District No. 21, the Senate concurred with the House of Representatives in the adoption of the amendments.

The message further stated that the House of Representatives had adopted the report of the Committee of Conference to House Bill No. 64, An act relating to the salaries of county solicitors.

The message further stated that the House of Representatives had refused to concur with the Senate in the passage of the following bills.

Senate Bill No. 34 (in new draft), An act providing for a personnel board for the selection of fish and game wardens.

Senate Bill No. 74, An act to provide for an improved highway from the Dartmouth College road in Newport to the Connecticut river in the town of Cornish.

The message further stated that the House of Representatives had passed the following entitled bills, in the passage of which it asked the concurrence of the Honorable Senate.

House Bill No. 364, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1932.

House Bill No. 365, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1933.

The message further stated that the House of Representatives had passed the following bill with amendment, in which amendment it asked the concurrence of the Honorable Senate.

Senate Bill No. 75, An act relating to proceedings before the Public Service Commission.

Amend Senate Bill No. 75, by striking out the title and inserting in place thereof the following new title:

An act relating to proceedings before the Public Service Commission.

On motion of Senator Hart, the Senate concurred in the adoption of the foregoing amendment sent up from the House of Representatives.

#### READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred to the Committee on the Judiciary:

House Bill No. 35, An act in relation to the salary of the justice of the municipal court of Nashua.

House Bill No. 333 (in new draft and new title), An act relating to the election of representatives to the general court.

House Bill No. 361, An act relative to New London school district.

On motion of Senator Robinson, the rules were suspended and the foregoing entitled bill was read a third time and passed.

To the Committee on Finance,

House Bill No. 79, An act relating to the Public Service Commission.

House Bill No. 91, An act relating to the salary of the Commissioner of Motor Vehicles.

House Bill No. 226, An act to provide for the construction and equipment of a state armory in the town of Claremont.

House Bill No. 260, An act relating to the term of office and salary of the insurance commissioner.

House Bill No. 362, An act authorizing the town of Northumberland to take advantage of the special appropriation for road construction.

On motion of Senator Robinson, the rules were suspended and the foregoing entitled bill was read a third time and passed.

On motion of Senator Fernald, District No. 21, the following joint resolutions were read a first and second time by caption and referred to the Committee on Claims:

House Joint Resolution No. 122, Joint resolution in favor of Wallace Fendall.

House Joint Resolution No. 123, Joint resolution in favor of Sibley Oil Company.

House Joint Resolution No. 124, Joint resolution in favor of Mrs. Amedee Cote.

On motion of Senator Fernald of District No. 21, the rules were suspended and reference dispensed with and the foregoing joint resolution was read a third time by caption and passed.

#### COMMITTEE REPORTS

Senator Brackett, for the Committee on Finance (Senator Barry dissenting), to whom was referred

House Bill No. 315 (in new title and new draft), An act relating to state aided highways in the town of Holderness.

House Bill No. 336, An act to establish a state aid road from Barrington to Rochester.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Barry, for the Committee on Finance to whom was referred

House Joint Resolution No. 117, Joint resolution for the improvement of the road from Ricker corner to the Farmington line in the town of New Durham.

House Bill No. 161 (in new draft), An act relative to freeing Eliot toll bridge.

House Bill No. 88, An act relative to assistants in the office of the Bank Commissioner.

House Bill No. 225, An act for the purpose of providing a site for a state armory building in the town of Claremont.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills and joint resolutions ordered to a third reading this afternoon at three o'clock.

Senator Barry, for the Committee on Finance to whom was referred

House Joint Resolution No. 18, Joint resolution in favor of Mrs. Joseph Curran, Mrs. Abijah H. Barrett, Sr., and Mrs. George W. Wilder.

On motion of Senator Fernald, Dist. 21, the rules were suspended and bill read a third time and passed.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

House Bill No. 185, An act relating to the amount of compensation for death under the workmen's compensation law, having considered the same reported the same without amendment and recommended its passage.



The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred

House Bill No. 181, An act relative to the registration of motor vehicles, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

On motion of Senator Ryan the report was laid upon the table and made a special order for Tuesday, April 28, at 11:01.

Senator Emery, for the Committee on Public Health, to whom was referred

House Bill No. 284 (in new draft and new title), An act providing for state aid for persons suffering from cancer and for the creation and appointment of a cancer commission, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill referred to the Committee on Finance under the rules.

Senator Emery for the Committee on Public Health to whom was referred

House Bill No. 308, An act authorizing the State Board of Health to enforce, concurrently with towns, such regulations as it is empowered to make.

Having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Blake, for the Committee on Revision of Laws, to whom was referred

House Bill No. 97, An act relating to the salary of the mayor of the city of Laconia, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Blake, for the Committee on Revision of Laws, to whom was referred

Senate Bill No. 71, An act relative to county appropriations, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Blake, for the Committee on Revision of Laws, to whom was referred

Senate Bill No. 81, An act relating to the Police Commission of Laconia, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at three o'clock.

Senator Blake, for the Committee on Revision of Laws, to whom was referred:

Senate Bill No. 92, An act relating to the examination of applicants for licenses to operate motor vehicles.

Senate Bill No. 96, An act relating to examinations, appeals, bail and recognizances, in amendment of the Public Laws, Chapter 366, Section 3.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at three o'clock.

Senator Blake, for the Committee on Revision of Laws, to whom was referred Senate Bill No. 86, An act relative to the election of officers of the city of Laconia, having considered the same, reported the same with the following amendments and recommended its passage.

The report was accepted.

Amend section 3 of the bill by striking out the word "three" in the sixteenth line and inserting in place thereof the word "six"; so that said section as amended shall read:

3. *Mayor*. Amend section 14 of said chapter 241 by striking out said section and inserting in place thereof the

following: Sect. 14. At the city election on the second Tuesday of March, 1932, there shall be elected by the qualified voters a mayor of said city to serve for the term of two years and at each city election held biennially thereafter a mayor shall be chosen by and from the qualified voters to serve for the term of two years. The mayor shall have the same negative upon all sections of the council as by the Public Laws the mayors of cities are given upon the action of aldermen. He shall preside in the meetings of the city council, but shall have no vote except in case of an equal division. In his absence the council may elect one of their number as chairman who shall have all the powers and perform all the duties of mayor during his absence or disability or during a vacancy in said office from any cause. The mayor shall receive in full for his services an annual salary of six hundred dollars, payable semi-annually, which shall be in full for all services of every kind rendered by him in said office.

Amend section 7 of the bill by striking out the words "upon its passage" at the end of the section and inserting in place thereof the words "May 20, 1932"; so that said section as amended shall read:

7. *Takes Effect.* This act shall take effect May 20, 1932.

The question being stated:

Shall the amendments be adopted?

On a *viva voce* vote the amendments were not adopted.

The question being stated:

Shall the bill be ordered to a third reading?

On a *viva voce* vote the bill was ordered to a third reading this afternoon at three o'clock.

Senator George, for the Committee on Conference to whom was referred House Bill No. 64, An act relating to the salaries of county solicitors, reported that the Senate had receded from its position in the adoption of the Senate amendment and concurred with the House in the passage of the bill.

## BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 41, An act relating to bonds of county officers.

House Bill No. 320, An act relating to the liability of towns for damages happening in the use of highways.

House Bill No. 345, An act relating to the liability of towns as to highways heretofore discontinued subject to gates and bars.

House Joint Resolution No. 101, Joint resolution in favor of the New Hampshire Soldiers' Home.

House Joint Resolution No. 119, Joint resolution for the improvement of a farm to market road in the town of Lyndeborough.

House Bill No. 98, An act enlarging the powers of Moore's Falls Corporation.

House Bill No. 115, An act relating to the practice of pharmacy and the sale of drugs.

E. MAUDE FERGUSON.

*For the Committee.*

On motion of Senator Hart the following resolution was adopted.

WHEREAS all passenger trains of the Boston and Maine railroad will run on a schedule advanced one hour effective on and after April 26th, be it hereby

*Resolved*, That the Senate meet on working days at 10 o'clock for the morning session and two o'clock for the afternoon session for the remainder of the session.

## TAKEN FROM THE TABLE

Senator George moved that House Bill No. 271, An act to exempt from taxation the property of the Exeter Hospital of Exeter, be taken from the table, and recommitted to the Committee on Ways and Means.

On motion of Senator Barry, House Bill No. 329, An act

amending the charter of the New Hampshire Centennial Home for the Aged was taken from the table and recommended to the Committee on Ways and Means.

#### INTRODUCTION OF BILLS

Senator Hart, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 97, An act relating to motor vehicle road tolls.

Senator Ryan, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 98, An act enlarging the jurisdiction of certain municipal courts.

On motion of Senator Hart, the rules were so far suspended as to allow the introduction of a committee report not previously advertised in the journal.

Senator Ferguson for the Committee on the Judiciary to whom was referred House Bill No. 342, An act to exempt certain property of the Manchester Historic Association from taxation, having considered the same reported the same with the following amendment and recommended its passage.

Amend section 1 of the bill by striking out the whole of said section and substituting in place thereof the following:

1. All property real or personal of the Manchester Historic Association shall be exempt from taxation so far as the same is and shall be devoted to and used and occupied for the purposes of said association: *provided* however that the exemption granted by this act as regards real estate now owned or hereafter acquired by the association shall apply only to subsequent improvements therein and thereon and the real estate now owned or so acquired shall be assessed

and taxed as other similar land and real estate in the vicinity is assessed and taxed.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at three o'clock.

#### SPECIAL ORDER

Senator Barry called for the special order, it being the substitution of the words "ought to pass" for the words "inexpedient to legislate" on the report of the Committee, on Senate Bill No. 88, An act determining the basic working day on all public improvements.

The question being stated:

Shall the words "ought to pass" be substituted for those "inexpedient to legislate?"

(Discussion ensued)

Senator Barry demanded a roll call.

The Clerk proceeded to call the toll.

The following named Senators voted in the affirmative: Senators Ryan, Carroll, Robinson, Farmer, Barry, Lee, Martel, Hubbard, Fernald and Little.

The following named Senators voted in the negative: Senators Eaton, Hart, Ferguson, Gerlach, Appleton, George, Emery, Fernald of District No. 21 and Brackett, and President Jones.

Ten Senators having voted in the affirmative and ten Senators having voted in the negative, it was declared a tie.

Senator Barry appealed from the ruling of the Chair.

The question being stated:

Shall the ruling of the Chair be sustained?

Senator Fernald of District No. 21 demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative. Senators Ryan, Hart, Ferguson, Gerlach, Robinson, Farmer, Appleton, George, Emery, Hubbard, Fernald, Fernald, Little and Brackett.

The following named Senators voted in the negative: Senators Carroll, Barry, Lee and Martel.



Fourteen Senators having voted in the affirmative and four Senators having voted in the negative, the affirmative prevailed and the ruling of the Chair was sustained.

The question being stated:

Shall the resolution of the committee be adopted?

Senator Barry demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Eaton, Hart, Ferguson, Gerlach, Appleton, George, Emery, Fernald of District No. 21 and Brackett.

The following named Senators voted in the negative: Senators Ryan, Carroll, Robinson, Farmer, Barry, Lee, Martel, Hubbard, Fernald of District No. 22 and Little.

Nine Senators having voted in the affirmative and ten Senators having voted in the negative, the negative prevailed and resolution of the committee was not adopted.

On motion of Senator Barry the bill was laid upon the table.

On motion of Senator Fernald of District No. 21 the rules were suspended and all business in order for this afternoon at three o'clock was made in order at the present time.

#### THIRD READINGS

The following bills were read a third time and passed.

Senate Bill No. 81, An act relating to the police commission of Laconia.

Senate Bill No. 86, An act relative to the election of officers of the city of Laconia.

House Bill No. 88, An act relative to assistants in the office of the Bank Commissioner.

Senate Bill No. 92, An act relating to the examination of applicants for licenses to operate motor vehicles.

Senate Bill No. 96, An act relating to examinations, appeals, bail and recognizances, in amendment of the Public Laws, chapter 366, section 3.

House Bill No. 161 (in new draft), An act relative to freeing Eliot toll bridge.

House Bill No. 185, An act relating to the amount of

compensation for death under the workmen's compensation law.

House Bill No. 225, An act for the purpose of providing a site for a state armory building in the town of Claremont.

House Bill No. 308, An act authorizing the State Board of Health to enforce, concurrently with towns such regulations as it is empowered to make.

House Bill No. 315 (in new title and new draft), An act relating to state-aided highways in the town of Holderness.

House Bill No. 336, An act to establish a state aid road from Barrington to Rochester.

House Bill No. 342, An act to exempt certain property of the Manchester Historic Association from taxation.

On motion of Senator Fernald of District No. 21, the following joint resolution was read a third time by caption and passed.

House Joint Resolution No. 117, Joint resolution for the improvement of the road from Ricker corner to the Farmington line in the town of New Durham.

On motion of Senator Lee the following resolution was adopted.

*Resolved*, That when the Senate adjourns this afternoon, it adjourn to meet tomorrow morning at 9 o'clock and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator George the Senate adjourned.

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FRIDAY, APRIL 24, 1931.

The Senate met according to adjournment.

Senator George having assumed the chair, read the following communication:

Concord, N. H., April 24, 1931.

SENATOR GEORGE:

Please preside for me at to-day's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator George declared the Senate adjourned.

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MONDAY, APRIL 27, 1931.

The Senate met according to adjournment.

Senator Fernald, Dist. No. 21, having assumed the chair, read the following communication:

Concord, N. H., April 27, 1931.

SENATOR FERNALD, Dist. No. 21:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

There being manifestly no quorum present, Senator Fernald, Dist. No. 21, declared the Senate adjourned.

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TUESDAY, APRIL 28, 1931.

The Senate met according to adjournment.

Prayer was offered by the Chaplain.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

*Mr. President:—*

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 68, An act to provide for the construction and equipment of a dormitory for male employes at the State Hospital.

House Bill No. 354, An act authorizing the Public Service Commission to permit seasonal suspension of steam railroad service between Wing road and Fabyan.

House Bill No. 360, An act providing for library and additional dormitory accommodations at the Plymouth Normal School.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following amendment to the following bills.

House Bill No. 230 (in new draft), An act relating to the incorporation of insurance companies.

House Bill No. 26, An act relative to the taxation of gas and electric utilities.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill.

House Bill No. 227, An act to assess an estate tax on estates subject to taxation under the laws of the United States.

The message further stated that the House of Representatives had refused to concur with the Senate in the passage of the following amendment to the following bill and asked for a committee of conference. The Speaker appointed as members on the part of the House Messrs. Duncan of Jaffrey, Wilson of Manchester and Leith of Lancaster.

House Bill No. 261, An act relating to the regulation of small loans.

On motion of Senator Brackett, the Senate acceded to the request of the House of Representatives for a committee of conference and the President named as members of such committee on the part of the Senate, Senators Hart and George.

#### READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Finance,

House Bill No. 68, An act to provide for the construction and equipment of a dormitory for male employes at the State Hospital.

House Bill No. 360, An act providing for library and additional dormitory accomodations at the Plymouth Normal School.

To the Committee on the Judiciary,

House Bill No. 354, An act authorizing the Public Service Commission to permit seasonal suspension of steam railroad service between Wing road and Fabyan.

#### COMMITTEE REPORTS

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

House Bill No. 186, An act relating to the limit of compensation under the workmen's compensation law, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

Senator Sheehan offered the following amendment.

Amend the resolution of the committee, inexpedient to legislate, by striking out the words "inexpedient to legislate" and substituting therefor the words "ought to pass" so that said committee report shall read "ought to pass."

The question being stated,

Shall the amendment be adopted?

Senator Sheehan demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Colbath, Carroll, Robinson, Barry, Lee, Sheehan and Martel.

The following named Senators voted in the negative: Senators Hart, Ferguson, Gerlach, Farmer, Appleton, Blake, George, Emery, Hubbard, Fernald, Fernald, Little and Brackett.

Eight Senators having voted in the affirmative and thirteen Senators having voted in the negative, the negative prevailed and the amendment was not adopted.

Senator Ferguson, for the Committee on the Judiciary to whom was referred:

House Bill No. 223 (in new draft), An act to dissolve certain corporations, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

Senate Bill No. 41, An act to alleviate unemployment by expediting the construction of hydro-electric plants, having considered the same reported the same with the following amendment and recommended its passage.

Amend section 1 of the bill by striking out all of said section and substituting in place thereof the following:

Sect. 1. Any new hydro-electric power plants of public utilities constructed wholly or partly within this state, construction on which is commenced in 1931 and prosecuted continuously to completion, the dams and other hydraulic works and power houses, and apparatus contained therein and transforming and switching stations used in connection therewith, the product of which wholly or in substantial part will be available for use within this state, are hereby exempted from taxation during construction and for a period of five years from the date when the same is ready for operation, provided that any exemption granted under this act shall terminate on or before March 31, 1941.

The report was accepted.

Senator Ryan offered the following amendment. Amend the resolution of the committee, ought to pass with amendment, by striking out the words "ought to pass with amendment" and substituting therefore the words "inexpedient to legislate" so that said committee report shall read "inexpedient to legislate."

(Discussion ensued)

Senator Ryan demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Colbath, Carroll, Gerlach, Robinson, Farmer,



Blake, Barry, George, Emery, Lee, Sheehan, Martel, Fernald of District No. 22 and Little.

The following named Senators voted in the negative: Senators Hart, Ferguson, Appleton, Fernald of District No. 21 and Brackett.

Fifteen Senators having voted in the affirmative and five Senators having voted in the negative, the affirmative prevailed and the amendment "inexpedient to legislate" was adopted.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

House Bill No. 293 (in new draft and new title), An act relating to the deposit of county and town funds, having considered the same, reported the same with the following amendment and recommended its passage.

Amend House Bill No. 293 by striking out all of section 3, and inserting in place thereof the following: 3. *Further Amendment.* Amend section 24 of chapter 47 of the Public Laws by striking out in lines 3 and 4 the words "as required of county treasurers," and inserting in place thereof the words "in the state, except that whenever it shall prove advantageous to any town near the state boundary to deposit town funds in banks outside the state, the treasurer may deposit the same in said banks upon the approval of the state bank commissioner. The amount deposited in any bank shall not exceed twenty per cent of its paid up capital and surplus," so that said section as amended shall read as follows: 24. *Duties.* The town treasurer shall have the custody of all moneys belonging to the town, and shall pay out the same only upon orders of the selectmen. He shall deposit the same in solvent banks in the state, except that whenever it shall prove advantageous to any town near the state boundary to deposit town funds in banks outside the state, the treasurer may deposit the same in said banks upon the approval of the state bank commissioner. The amount deposited in any bank shall not exceed twenty per cent of its paid up capital and surplus. He shall keep in suitable books, provided for the purpose a fair and correct account of

all sums received into and paid from the town treasury, and of all notes given by the town, with the particulars thereof. At the close of each fiscal year he shall make a report to the town, giving a particular account of all his financial transactions during the year. He shall furnish to the selectmen statements from his books, and submit his books and vouchers to them and to the town auditors for examination, whenever so requested.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

House Bill No. 332, An act permitting the town of Bartlett, the town of Jackson, the North Conway lighting precinct, the Intervale lighting precinct and vicinity to become a village district, having considered the same, reported the same with the following amendment and recommended its passage.

Amend said bill by adding after section 1 the following new section: 2. *Approval of Towns and Precincts Required.* A special meeting of the legal voters shall be held in each of said towns and precincts, not less than ninety days from the date this act becomes effective, to ascertain whether said towns of Bartlett and Jackson and the North Conway lighting precinct and the Intervale lighting precinct approve the formation of said district. The meetings shall be called by the selectmen and commissioners of the towns and precincts and notice given thereof in the same manner as for town meetings. At each of said meetings a checklist shall be used and the vote shall be by ballot. The checklist shall be prepared and posted in the manner required for town meetings. If a majority of those present and voting at each of said meetings shall approve the formation of the district, then an organization meeting shall be called by the selectmen of said towns as hereinafter provided. If a majority of those present and voting at each of said meetings shall not approve the formation of the district but a majority of those

present and voting at one or more of the said meetings shall approve the formation of the district then the selectmen of the town or towns approving the formation of said district, together with the selectmen of the town of Conway, if either of said precincts approves the formation of said district at its meeting, shall fix by suitable boundaries a new district, including such parts of their town or towns as may seem to them convenient, for the purposes specified in section 1 of this act and shall call an organization meeting as hereinafter provided. The layout of the new district shall be recorded in the records of the town or towns in which the district is situated, said record to be recorded within ten days from the last special meeting provided for by this section.

Amend section 2 of said bill by renumbering to read 3 and by striking out said section and inserting in place thereof the following new section: 3. *Organization Meeting.* If said district is approved by any town or precinct at its special meeting, as provided for in section 2, then the selectmen of the town or towns so approving, together with the selectmen of the town of Conway if either of said precincts approves the formation of said district at its meeting, shall call a meeting of the legal voters residing in the district as first laid out if approved by all of said towns and precincts, or as newly laid out if all of said towns and precincts did not approve the formation of the district as provided for in section 2, to see if they will vote to establish the district and if so to choose necessary officers therefor and to see if the district will authorize the treasurer and commissioners to borrow and hire as provided in chapter 59 of the Public Laws of New Hampshire such sums of money on the credit of the district as may be deemed necessary and expedient for the purpose of defraying the cost of purchasing or taking the plant, property or facilities of any public utility operating within the district which the district may acquire or for construction or enlarging any plant, works or system, said indebtedness not to exceed at any one time ten per cent of the tax valuation of the municipality. The selectmen shall call the meeting and give notice thereof in the same manner town meetings

are called and warned except that the warrant shall be posted in two or more public places in the district.

Amend section 3 of said bill by renumbering to read 4.

Further amend said bill by adding after section 3 the following new section: 5. *Officers.* The officers of such district shall consist of a moderator, a clerk, three commissioners, a treasurer and such other officers and agents as the voters thereof may judge necessary for managing the district's affairs, or as may be directed by law to be chosen. No two commissioners shall be residents of the same town or precinct forming the district except in the event that less than three of said towns and precincts form the district in which case each town and precinct forming the district shall be represented.

Amend section 4 of said bill by renumbering to read 6.

Amend section 5 of said bill by renumbering to read 7.

Amend section 6 of said bill by renumbering to read 8.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

Senator Little, for the Committee on Coastwise Improvements, to whom was referred:

House Joint Resolution No. 25 (in new draft), Joint resolution in favor of a breakwater at Hampton Beach, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution referred to the Committee on Finance under the rules.

Senator George, under a suspension of the rules, introduced two committee reports not previously advertised in the journal.

Senator George, for the Committee on Ways and Means, to whom was referred:

House Bill No. 271, An act to exempt from taxation the property of the Exeter Hospital of Exeter, having considered the same, reported the same with the following amendment and recommended its passage.

Amend House Bill No. 271 by striking out section 1 and

inserting in place thereof the following: 1. *Property Exemption.* All property real or personal of the Exeter Hospital shall be exempt from taxation so far as the same is and shall be devoted to and used and occupied for benevolent and charitable purposes; provided however that the exemption granted by this act as regards real estate hereafter acquired by the corporation shall apply only to subsequent improvements therein and thereon and the real estate so acquired shall be assessed and taxed as other similar land and real estate in the vicinity is assessed and taxed.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

Senator George, for the Committee on Ways and Means, to whom was referred:

House Bill No. 329, An act amending the charter of the New Hampshire Centennial Home for the Aged, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 1 of House Bill No. 329 by adding after the word "taxation" in the thirteenth line thereof the words, "so far as the same are devoted to and used and occupied for benevolent and charitable purposes," and by adding at the end of said section the words, "provided however that the exemption granted by this act as regards real estate hereafter acquired by the corporation shall apply only to subsequent improvements therein and thereon and the real estate so acquired shall be assessed and taxed as other similar land and real estate in the vicinity is assessed and taxed," so that said section as amended shall read as follows: 1. *Authority to Hold Property Increased.* Section 2 of chapter 118 of the Laws of 1876, as amended by section 1 of chapter 152 of the Laws of 1893, and by chapter 317 of the Laws of 1917, is hereby amended by striking out the whole of said section and substituting therefor the following: Sect. 2. Said corporation is hereby authorized to establish and maintain in the city of Concord an institution for the support and



maintenance of aged people of both sexes, and for that purpose may take and hold real and personal estate, by donation, bequest or otherwise, to an amount not exceeding one million dollars, which shall be exempt from taxation, so far as the same are devoted to and used and occupied for benevolent and charitable purposes, and may sell, convey and dispose of the same at pleasure, and may erect and maintain such buildings and appurtenances as may be deemed necessary for the purposes of the corporation; provided however that the exemption granted by this act as regards real estate hereafter acquired by the corporation shall apply only to subsequent improvements therein and thereon and the real estate so acquired shall be assessed and taxed as other similar land and real estate in the vicinity is assessed and taxed.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

On motion of Senator Fernald of District No. 21, the rules were so far suspended as to allow the introduction of a committee report not previously advertised in the journal.

Senator Blake, for the Committee on Revision of Laws, to whom was referred:

Senate Bill No. 72 (in new draft and new title), An act relating to registration of motor vehicles by paupers, having considered the same, reported the same in new draft and new title and recommended that the bill in its new draft and new title ought to pass.

On motion of the same Senator, the rules were suspended, printing dispensed with, and the bill read a third time and passed.

#### INTRODUCTION OF BILLS

Senator Brackett, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following joint resolution which was read a first and second time, laid upon the table to be printed and referred to the Committee on Finance.



Senate Joint Resolution No. 8, Joint resolution in favor of Mrs. Dora M. Freese.

On motion of the same Senator, the rules were suspended, reference to committee and printing dispensed with and the joint resolution was read a third time and passed.

Senator Hart, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 99, An act to legalize the action of the Bethlehem school district taken at a special meeting of said district held on April 22, 1931.

Senator Hart moved that the rules be suspended, reference to committee and printing be dispensed with and the bill read a third time and passed at the present time.

Senator Carroll demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Colbath, Hart, Ferguson, Gerlach, Robinson, Farmer, Appleton, Blake, George, Emery, Sheehan, Hubbard, Fernald of District No. 21 and Brackett.

The following named Senators voted in the negative: Senators Carroll, Barry, Lee, Martel, Fernald of District No. 22 and Little.

Fifteen Senators having voted in the affirmative and six Senators having voted in the negative, the affirmative prevailed and the bill passed.

Senator Fernald of District No. 21 moved that the Senate reconsider the vote whereby the foregoing bill passed.

Senator Fernald of District No. 21 demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Carroll, Barry, Lee, Sheehan, Martel, Fernald of District No. 22, and Little.

The following named Senators voted in the negative: Senators Colbath, Hart, Ferguson, Gerlach, Robinson,

Farmer, Appleton, Blake, George, Emery, Hubbard, Fernald of District No. 21 and Brackett.

Eight Senators having voted in the affirmative and thirteen Senators having voted in the negative, the negative prevailed and the motion to reconsider was lost.

Senator Ryan moved that the Senate reconsider its vote on Senate Bill No. 79, An act relating to the union school district in the town of Littleton.

The question being stated,

Shall the Senate reconsider vote?

(Discussion ensued)

Senator Ferguson demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Colbath, Carroll, Robinson, Farmer, Barry, Lee, Sheehan, Martel and Fernald of District No. 22.

The following named Senators voted in the negative: Senators Hart, Ferguson, Appleton, Blake, George, Emery, Hubbard, Fernald of District No. 21, Little and Brackett.

Ten Senators having voted in the affirmative and ten Senators having voted in the negative, the vote was declared a tie and the motion to reconsider was lost.

#### TAKEN FROM TABLE

On motion of Senator Barry the following entitled bill was taken from the table.

Senate Bill No. 88, An act determining the basic working day on all public improvements.

The question being stated,

Shall the bill be read a third time?

Senator Barry demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Colbath, Carroll, Robinson, Farmer, Blake, Barry, Lee, Sheehan, Martel, Fernald of District No. 22 and Little.

The following named Senators voted in the negative:

Senators Hart, Ferguson, Gerlach, Appleton, George, Emery, Hubbard, Fernald of District No. 21 and Brackett.

Twelve Senators having voted in the affirmative and nine Senators having voted in the negative the affirmative prevailed and the bill was ordered to a third reading this afternoon at two o'clock.

Senator George called for the special order it being,

House Bill No. 181, An act relative to the registration of motor vehicles.

The question being stated,

Shall the words "ought to pass" be substituted for the words "inexpedient to legislate"?

(Discussion ensued)

Senator Carroll demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Robinson, Farmer, Appleton, Blake, Barry, George, Emery, Lee, Sheehan, Martel, Fernald of District No. 22, Little and Brackett.

The following named Senators voted in the negative: Senators Colbath, Hart, Ferguson, Carroll, Gerlach, Hubbard and Fernald of District No. 21.

Fourteen Senators having voted in the affirmative and seven Senators having voted in the negative, the affirmative prevailed and the words "ought to pass" were substituted for the words "inexpedient to legislate" on the report of the committee.

Senator Carroll offered the following amendment.

Amend said bill by adding a new section as follows:

Section 4. This act shall apply only to motor vehicles operated on class one and class two highways, and the laws on the statutes as of January 1, 1931, shall apply to all other roads and highways.

Renumber section 4 to read section 5.

(Discussion ensued)

Senator George demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative:

Senators Colbath, Hart, Ferguson, Carroll, Gerlach, Blake, Lee, Hubbard, Fernald of District No. 21, Fernald of District No. 22 and Brackett.

The following named Senators voted in the negative: Senators Ryan, Robinson, Farmer, Appleton, Barry, George, Emery, Sheehan, Martel and Little.

Eleven Senators having voted in the affirmative and ten Senators having voted in the negative the affirmative prevailed and the amendment was adopted, and the bill ordered to a third reading this afternoon at two o'clock.

#### INTRODUCTION OF BILLS

Senator Hubbard, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 100, An act giving motor cycle officers powers of constable throughout the state.

Senator Sheehan, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 101, An act in amendment of chapter 291, section 12 of the Public Laws.

#### INTRODUCTION OF COMMITTEE REPORT

Senator Hart, under a suspension of the rules, introduced the following committee report without its having previously been advertised in the journal.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

House Bill No. 224 (in new draft), An act relating to life insurance, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 1 of the bill by striking out in lines 8 and

9, after the words "by any other person," the following: "and whether or not the right to change the named beneficiary is reserved by or permitted to the person effecting such insurance"; and by striking out in lines 10 and 11 the words "of the preceding section" and inserting in place thereof the words "of law"; and by striking out the last paragraph of said section which reads as follows: "No court and no trustee or assignee for the benefit of creditors, shall elect for the person effecting such insurance to exercise such right to change the named beneficiary"; so that said section as amended shall read:

1. *Amendment.* Amend chapter 277 of the Public Laws by striking out the first three sections and inserting in place thereof the following: 1. *Married Women:* Every policy of life or endowment insurance made payable to or for the benefit of a married woman, or after its issue assigned, transferred or in any way made payable to a married woman or to any person in trust for her or for her benefit, whether procured by herself, her husband or by any other person and whether the assignment or transfer is made by her husband or by any other person, shall enure to her separate use and benefit, and to that of her children, subject to the provisions of law.

Amend section 2 of the bill by striking out in lines 6 and 7, after the words "effecting the same," the following: "whether or not the right to change the beneficiary is reserved by or permitted to such person"; and by striking out the last paragraph of said section which reads as follows: "No court and no trustee or assignee for the benefit of creditors, shall elect for the person effecting such insurance to exercise such right to change the named beneficiary"; so that said section as amended shall read:

2. *Third Person.* If a policy of life or endowment insurance is effected by any person on his own life or on another life, in favor of a person other than himself having an insurable interest therein, the lawful beneficiary thereof other than himself or his legal representatives, shall be entitled to its proceeds and all other benefits against credit-

ors and representatives of the person effecting the same; provided, that, subject to the statute of limitations, the amount of any premiums for said insurance paid in fraud of creditors, with interest thereon, shall enure to their benefit from the proceeds of the policy.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 225, An act for the purpose of providing a site for a state armory building in the town of Claremont, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend section 1 of said bill by striking out the word "city" in the sixth line and inserting in place thereof the word, "town."

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred:

House Joint Resolution No. 117, Joint resolution for the improvement of the road from Ricker corner to the Farmington line in the town of New Durham, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend said resolution by inserting after the word "called" in the sixth line the words, "in the town of New Durham."

The report was accepted, amendment adopted and the joint resolution as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred:

Senate Bill No. 65, An act relating to revocation of motor boat licenses, having considered the same, reported the



same under joint rule No. 6, with the following amendment and recommended its passage.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Motor Boat Registration.* Amend chapter 151 of the Public Laws by adding after section 15 the following new section: 15-a. *Revocation of Registration.* The public service commission after hearing may revoke the registration of any boat or outboard motor issued pursuant to the provisions of this chapter whenever it shall appear upon complaint of the selectmen of any tax collector of any town that the owner of such boat or outboard motor has failed after demand to pay any property tax upon the same which shall be due the town.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 336, An act to establish a state aid road from Barrington to Rochester, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Limitation.* At least fifty per cent of the money raised and appropriated by the state and by the city for state aid for highway construction, as required by law, for the city of Rochester shall be expended upon that portion of the above designated highway that lies within said city until it is completed.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 26, An act relative to the taxation of gas and electric utilities.

House Bill No. 37, An act providing a special fund for the rehabilitation of treasury balances and the retirement of state indebtedness.

House Bill No. 88, An act relative to assistants in the office of the bank commissioner.

House Bill No. 161, An act relative to freeing Eliot toll bridge.

House Bill No. 185, An act relating to the amount of compensation for death under the workmen's compensation law.

House Bill No. 201, An act relating to observance of the Lord's Day.

House Bill No. 227, An act to assess an estate tax on estates subject to taxation under the laws of the United States.

House Bill No. 230, An act relating to the incorporation of insurance companies.

House Bill No. 234, An act in amendment of the charter of the Granite State Fire Insurance Company and authorizing said company to insure against earthquakes; also against the risks of bombardment and strikes.

House Bill No. 270, An act in amendment of the charter of the New Hampshire Fire Insurance Company and authorizing said company to insure against earthquakes; also from theft or other casualty in connection with the use of registered mail.

House Bill No. 308, An act authorizing the state board of health to enforce, concurrently with towns, such regulations as it is empowered to make.

House Bill No. 315, An act relating to state-aided highways in the town of Holderness.

House Bill No. 350, An act relating to the state flag and seal.

House Bill No. 361, An act relative to New London school district.

House Bill No. 362, An act authorizing the town of Northumberland to take advantage of the special appropriation for road construction.

Senate Joint Resolution No. 5, Joint resolution for the improvement of the state road leading from Nottingham line to Newmarket line in the town of Lee.

House Joint Resolution No. 18, Joint resolution in favor of Mrs. Joseph Curran, Mrs. Abijah H. Barrett, Sr., and Mrs. George W. Wilder.

Hours Joint Resolution No. 124, Joint resolution in favor of Mrs. Amedee Cote.

E. MAUDE FERGUSON,  
*For the Committee.*

Senator Lee moved that the Senate reconsider its vote on House Bill No. 181, An act relative to the registration of motor vehicles.

Senator Fernald of District No. 21 demanded a roll call. The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Robinson, Farmer, Appleton, Barry, George, Emery, Lee, Sheehan, and Martel.

The following named Senators voted in the negative: Senators Colbath, Hart, Ferguson, Carroll, Gerlach, Blake, Hubbard, Fernald, Fernald, Little and Brackett.

Ten Senators having voted in the affirmative and eleven Senators having voted in the negative, the negative prevailed and the motion to reconsider was lost.

On motion of Senator Fernald of District No. 21, the Senate adjourned.

## AFTERNOON

The following message was received from the House of Representatives by its Clerk.

### HOUSE MESSAGE

*Mr. President:—*

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 23 (in second new draft), An act to estab-

lish a continuous highway from the East Side trunk line in Newington, then through Newington by way of the Fox Point road from and across Little Bay to Durham to a junction with the New Hampshire College road at Coe's corner in Durham to junction with the New Hampshire College road at Sawyer's in Dover.

## READ AND REFERRED

The following bill sent up from the House of Representatives was read a first and second time and referred to a joint committee consisting of the Committees on Public Improvements and Finance.

House Bill No. 23 (in second new draft), An act to establish a continuous highway from the East Side trunk line in Newington, then through Newington by way of the Fox Point road from and across Little Bay to Durham to a junction with the New Hampshire College road at Coe's corner in Durham to a junction with the New Hampshire College road at Sawyer's in Dover.

## THIRD READINGS

The following entitled bills were read a third time and passed.

Senate Bill No. 88, An act determining the basic working day on all public improvements.

House Bill No. 181, An act relative to the registration of motor vehicles.

House Bill No. 223 (in new draft), An act to dissolve certain corporations.

House Bill No. 224 (in new draft), An act relating to life insurance.

House Bill No. 271, An act to exempt from taxation the property of the Exeter Hospital of Exeter.

House Bill No. 293 (in new draft and new title), An act relating to the deposit of county and town funds.

House Bill No. 329, An act amending the charter of the New Hampshire Centennial Home for the Aged.

House Bill No. 332, An act permitting the town of Bartlett, the town of Jackson, the North Conway lighting pre-

cinct, the Intervale lighting precinct and vicinity to become a village district.

On motion of Senator Fernald of District No. 21, the Senate adjourned.

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WEDNESDAY, APRIL 29, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate.

House Bill No. 357, An act contruing "An act relating to the powers of the school district of Hanover" approved April 14, 1931.

House Bill No. 358, An act authorizing the county of Belknap to issue bonds.

House Bill No. 363, An act appropriating funds to provide against an unemployment emergency at the State Prison.

House Joint Resolution No. 125, Joint resolution in favor of Mrs. Irenee L. Ravenelle.

House Joint Resolution No. 126, Joint resolution for the improvement of the Cherry Mountain and River road in the town of Jefferson.

House Joint Resolution No. 127, Joint resolution for the investigation of county affairs.

House Joint Resolution No. 128, Joint resolution authorizing a commission to provide for representation of the state at the Century of Progress.

House Bill No. 366, An act to authorize the town of Exeter to issue serial notes or bonds in the sum of twenty-five thousand dollars.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bills.

Senate Bill No. 76, An act relating to liability insurance of state department heads and employees operating state owned motor vehicles.

Senate Bill No. 90, An act relative to laying out highways to public waters and to changes in the route of state and trunk line highways.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bills with amendment to the following entitled bill.

Senate Bill No. 9 (in House new draft), An act relating to the New Hampshire Soldiers' Home.

The message further stated that the House of Representatives had refused to concur with the Senate in the passage of amendment to the following bill and asked for a Committee of Conference. The Speaker appointed as members of such committee on the part of the House, Messrs. Wilson of Manchester, Lamb of Manchester, and Shaw of Chichester.

House Bill No. 342, An act to exempt certain property of the Manchester Historic Association from taxation.

On motion of Senator Fernald of District No. 21, the Senate acceded to the request of the House for a Committee of Conference and the President appointed as members of such committee on the part of the Senate, Senators Emery and Barry.

The message further stated that the House of Representatives had refused to concur with the Senate in the passage of the following bill.

Senate Bill No. 7, An act in amendment of chapter 38 of the Public Laws relating to county commissioners.

#### READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on the Judiciary,

House Bill No. 357, An act construing "An act relating to



the powers of the school district of Hanover" approved April 14, 1931.

House Bill No. 358, An act authorizing the county of Belknap to issue bonds.

House Bill No. 366, An act to authorize the town of Exeter to issue serial notes or bonds in the sum of twenty-five thousand dollars.

On motion of Senator Little, the rules were suspended, reference to committee dispensed with and the foregoing entitled bill was read a third time and passed.

To the Committee on Finance,

House Bill No. 363, An act appropriating funds to provide against an unemployment emergency at the State Prison.

On motion of Senator Fernald of District No. 21, the rules were suspended and the following joint resolutions sent up from the House of Representatives were read a first and second time by caption and referred:

To the Committee on Claims,

House Joint Resolution No. 125, Joint resolution in favor of Mrs. Irene L. Ravenelle.

On motion of Senator Barry, the rules were suspended, reference to committee dispensed with and the foregoing joint resolution was ordered to a third reading.

On motion of Senator Fernald of District No. 21, the foregoing joint resolution was read a third time by caption and passed.

To the Committee on Finance,

House Joint Resolution No. 126, Joint resolution for the improvement of the Cherry Mountain and River road in the town of Jefferson.

House Joint Resolution No. 127, Joint resolution for the investigation of county affairs.

House Joint Resolution No. 128, Joint resolution authorizing a commission to provide for representation of the state at the Century of Progress.

## COMMITTEE REPORTS

Senator Barry, for the Committee on Finance, to whom was referred:

House Bill No. 79, An act relating to the Public Service Commission.

House Bill No. 91, An act relating to the salary of the commissioner of motor vehicles.

House Bill No. 260, An act relating to the term of office and salary of the insurance commissioner.

House Bill No. 284 (in new draft and new title), An act providing for state aid for persons suffering from cancer and for the creation and appointment of a cancer commission.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

## BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills.

Senate Bill No. 30, An act establishing commissioner districts in the county of Belknap.

Senate Bill No. 75, An act relating to proceedings before the public service commission.

E. MAUDE FERGUSON,

*For the Committee.*

## INTRODUCTION OF JOINT RESOLUTIONS

Senator Appleton, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following joint resolution.

On motion of Senator Fernald of District No. 21, the rules were suspended, and the following joint resolution was read a first and second time by caption, laid upon the table to be printed and referred to the Committee on Roads, Bridges and Canals.

Senate Joint Resolution No. 9, Joint resolution providing

for the permanent improvement of the Tuftonborough Neck road.

Senator Hart, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following joint resolution.

On motion of Senator Fernald of District No. 21, the rules were suspended, and the following joint resolution was read a first and second time by caption, laid upon the table to be printed and referred to the Committee on Roads, Bridges and Canals.

Senate Joint Resolution No. 10, Joint resolution for the improvement of the Meredith Neck road in the town of Meredith.

Senator Little moved that the rules be so far suspended as to allow the reconsideration of a vote on the following entitled bill:

House Bill No. 181, An act relative to the registration of motor vehicles.

Senator Carroll demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative. Senators Ryan, Robinson, Farmer, Appleton, Blake, Barry, George, Emery, Sheehan, Martel, Fernald of District No. 22, Little and Brackett.

The following named Senators voted in the negative: Senators Colbath, Eaton, Hart, Ferguson, Carroll, Gerlach, Hubbard and Fernald of District No. 21.

Thirteen Senators having voted in the affirmative and eight Senators having voted in the negative, the motion to suspend the rules was lost, a two thirds vote in the affirmative being required to suspend the rules.

On motion of Senator Brackett, the following resolution was adopted.

*Resolved*, That the rules be suspended, and all business in order for this afternoon at two o'clock be made in order at the present time.

## THIRD READINGS

The following bills were read a third time and passed.

House Bill No. 79, An act relating to the Public Service Commission.

House Bill No. 91, An act relating to the salary of the commissioner of motor vehicles.

House Bill No. 260, An act relating to the term of office and salary of the insurance commissioner.

House Bill No. 284 (in new draft, with new title), An act providing for state aid for persons suffering from cancer and for the creation and appointment of a cancer commission.

On motion of Senator Fernald of District No. 21, the Senate adjourned.

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THURSDAY, APRIL 30, 1931.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

## HOUSE MESSAGE

*Mr. President:—*

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 359, An act fixing the dates of the expirations of terms of office of the State Board of Education.

House Bill No. 367, An act amending "An act relative to the taxation of gas and electric utilities."

The message further stated that the House of Representatives had passed the following entitled bills with amendments in the passage of which it asked the concurrence of the Honorable Senate:

Senate Bill No. 78, An act relating to the salaries of the commissioners for the counties of Hillsborough and Grafton.

Amend section one of said bill by striking out the word, "five," in line fifteen and substituting therefor the word,

"seven," so that said section as amended shall read as follows:

1. Amend section 28 of chapter 38 of the Public Laws by striking out the word eighteen after the word Hillsborough and inserting in place thereof the word twenty-one; and by striking out the words five hundred after the word Grafton, and inserting in place thereof the words seven hundred and fifty, so that said section as amended shall read: 28. *Commissioners.* The annual salary for each commissioner of the following counties shall be as follows, payable monthly by the county:

In Rockingham, ten hundred dollars;

In Strafford, twelve hundred dollars;

In Belknap, nine hundred dollars;

In Merrimack, ten hundred dollars;

In Hillsborough, twenty-one hundred dollars;

In Cheshire, seven hundred dollars;

In Grafton, seven hundred and fifty dollars;

In Carroll, Sullivan and Coos counties each commissioner when employed in the business of the county and in inspecting the taxable property of the towns as provided in section 26, shall receive five dollars a day, payable as hereinbefore provided. To the foregoing sums shall be added, in all the counties except Strafford, a reasonable sum for all necessary expenses, upon order of the superior court, the account of said expenses having first been audited by said court.

Further amend said bill by adding a new section to be numbered section 2 as follows:

2. This act shall take effect April 1, 1931.

On motion of Senator Fernald of District No. 21, the Senate concurred with the House of Representatives in the adoption of the foregoing amendment.

Senate Bill No. 77, An act relative to the Ocean Boulevard.

Amend the preamble of said bill by striking out in lines 4 and 5 the words "and by the town of Hampton" so that said preamble shall read as follows:

Whereas the State of New Hampshire, by authority of

chapter 89 of the Laws of 1899 and subsequent acts, has constructed a highway along the coast of the state known as the Ocean Boulevard; and

Whereas certain adverse claims have been made by various persons affecting the ownership of land and the extent of said boulevard, which claims are much complicated by the action of the ocean upon said coast line and said boulevard; now therefore

On motion of Senator Fernald of District No. 21, the Senate concurred with the House of Representatives in the adoption of the foregoing amendment.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bills and joint resolution.

Senate Bill No. 99, An act to legalize the action of the Bethlehem school district taken at a special meeting of said district held on April 22, 1931.

Senate Joint Resolution No. 8, Joint resolution in favor of Mrs. Dora M. Freese.

Senate Bill No. 85, An act allowing fly fishing only in Moody pond in the town of Weare.

Senate Bill No. 93, An act relating to the taking of smelt.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills and joint resolution:

House Bill No. 225, An act for the purpose of providing a site for a state armory building in the town of Claremont.

House Bill No. 336, An act to establish a state aid road from Barrington to Rochester.

Senate Bill No. 65, An act relating to revocation of motor boat licenses.

House Joint Resolution No. 117, Joint resolution for the improvement of the road from Ricker corner to the Farmington line in the town of New Durham.

The message further stated that the House of Representa-



tives had concurred with the Senate in the passage of amendments to the following entitled bills.

House Bill No. 329, An act amending the charter of the New Hampshire Centennial Home for the Aged.

House Bill No. 332, An act permitting the town of Bartlett, the town of Jackson, the North Conway lighting precinct, the Intervale lighting precinct and vicinity to become a village district.

House Bill No. 271, An act to exempt from taxation the property of the Exeter Hospital of Exeter.

House Bill No. 293 (in new draft and new title), An act relating to the deposit of county and town funds.

House Bill No. 224 (in new draft), An act relating to life insurance.

The message further stated that the House of Representatives had receded from its position of non-concurrence and adopted the amendment sent down from the Honorable Senate to

House Bill No. 342, An act to exempt certain property of the Manchester Historic Association from taxation.

On motion of Senator Brackett, the Senate voted to discharge the Committee of Conference appointed by the president.

The message further stated that the House of Representatives had refused to concur with the Senate in the passage of the following bills.

Senate Bill No. 82, An act relating to registration of motor vehicle repairers.

Senate Bill No. 89, An act relating to motor vehicles used as common carriers.

Senate Bill No. 59, An act in amendment of section 23 of chapter 25 of the Public Laws relating to primary elections and nominations of candidates.

#### READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on Ways and Means.

House Bill No. 367, An act amending "An act relative to the taxation of gas and electric utilities."

To the Committee on Education,

House Bill No. 359, An act fixing the dates of the expirations of terms of office of the State Board of Education.

#### COMMITTEE REPORTS

Senator Ferguson for the Committee on the Judiciary to whom was referred:

Senate Bill No. 4, An act relating to incorrigible scholars, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

Senator Ryan offered the following amendment.

Amend the report by striking out the words "inexpedient to legislate" and substituting therefor the words "ought to pass."

(Discussion ensued)

Senator Fernald of District No. 21 moved the previous question.

On a *viva voce* vote the affirmative prevailed.

The question being stated,

Shall the amendment offered by Senator Ryan be adopted?

Senator Ryan demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Colbath, Carroll, Robinson, Blake, Barry, Lee, Sheehan, Martel and Hubbard.

The following named Senators voted in the negative: Senators Hart, Ferguson, Gerlach, Farmer, Appleton, George, Emery, Fernald, Fernald, Little and Brackett.

Ten Senators having voted in the affirmative and eleven Senators having voted in the negative, the negative prevailed and the motion to substitute was lost.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

Senate Bill No. 5, An act relating to the commitment of

minors under the age of seventeen to the Industrial School, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

Senate Bill No. 100, An act giving motor cycle officers powers of constables throughout the state, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

House Bill No. 35, An act in relation to the salary of the justice of the municipal court of Nashua.

Senate Bill No. 97, An act relating to motor vehicle road tolls.

Senate Bill No. 98, An act enlarging the jurisdiction of certain municipal courts.

Senate Bill No. 101, An act in amendment of chapter 291, section 12 of the Public Laws.

House Bill No. 333, An act relating to the election of representatives to the general court.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator George, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 121, An act relating to the taking of deer in the county of Rockingham, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator George, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 309, An act providing for a temporary closed season on ruffed grouse in the county of Coos, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Emery, for the Committee on Claims, to whom was referred:

House Joint Resolution No. 122, Joint resolution in favor of Wallace Fendall.

House Joint Resolution No. 118, Joint resolution in favor of Arthur F. Sturtevant.

House Joint Resolution No. 123, Joint resolution in favor of Sibley Oil Company.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions referred to the Committee on Finance under the rules.

(Recess)

His Excellency the Governor appeared before the Senate and delivered an address.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 280, An act relating to oleomargarine and other butter substitutes, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended its passage.

Amend said bill by inserting the following new section.

2. *Procuring*. Amend section 45 of said chapter 163 by adding to the section title the words "procuring; soliciting"; further amend by adding at the end of said section the following: "It shall be unlawful for any person, except as hereinafter provided, to knowingly procure or supply oleomargarine which is in imitation of yellow butter for use in any public or charitable institution, hotel, restaurant,

lunch room, lunch stand, boarding house or industrial camp in this state, or knowingly cause such oleomargarine to be used in such places. It shall be unlawful for any person, within this state, to solicit or take any order for oleomargarine which is in imitation of yellow butter, knowing or having reason to believe the same is for delivery and sale within this state"; so that said section as amended shall read as follows: 45. *Furnishing; Procuring; Soliciting.* It shall be unlawful for any person to furnish or cause to be furnished, in any hotel, boarding-house, restaurant, or at any lunch-counter, oleomargarine, butterine or any similar substance to any guest or patron of said hotel, boarding-house, restaurant or lunch-counter, without first notifying such guest or patron that the substance so furnished is not butter. It shall be unlawful for any person, except as hereinafter provided, to knowingly procure or supply oleomargarine which is in imitation of yellow butter for use in any public or charitable institution, hotel, restaurant, lunch room, lunch stand, boarding house or boarding or industrial camp in this state, or knowingly cause such oleomargarine to be used in such places. It shall be unlawful for any person, within this state, to solicit or take any order for oleomargarine which is in imitation of yellow butter, knowing or having reason to believe the same is for delivery and sale within this state.

Amend section 2 of said bill by renumbering it 3, also by striking out all of the third line of said section after the word "Penalty," and by striking out all that follows the word "subdivision" in the fifth line of said section to and inclusive of the word "mentioned" in the thirteenth line of said section; so that said section as amended shall read as follows: 3. *Penalty.* Amend section 47 of said chapter 163 by striking out said section and substituting in place thereof the following: 47. *Penalty.* Any person, firm, corporation or agent violating any of the provisions of the preceding sections of this subdivision shall be fined not less than twenty-five nor more than fifty dollars for the first offense, and for each subsequent offense not less than fifty nor more

than one hundred dollars, or imprisoned not less than ten nor more than ninety days, or both.

Amend the last four sections of said bill by renumbering them as 4, 5, 6 and 7.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 64, An act relating to the salaries of county solicitors, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended its passage.

Amend section 1 of said bill by striking out the words "by striking out the word 'twelve' in line 3 and inserting in place thereof the word 'fifteen'; further amend said section" and inserting in place thereof the following: "as amended by chapter 76 of the Laws of 1931."

Further amend said section 1 by striking out the word and figure "line 7" and inserting in place thereof the words, "in the eighth line."

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 91, An act relating to the salary of the commissioner of motor vehicles, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend section 1 of said bill by inserting after the words "Public Laws" the words, "as amended by chapter 166 of the Laws of 1929."

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills to whom was referred:



House Bill No. 79, An act relating to the Public Service Commission, having considered the same. reported the same under Joint Rule No. 6 with the following amendment and recommended its passage.

Amend said bill by striking out the word "a" in the sixth line and inserting in place thereof the words, "an annual."

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolution:

Senate Bill No. 9, An act relating to the New Hampshire Soldiers' Home.

Senate Bill No. 76, An act relating to liability insurance of state department heads and employees operating state owned motor vehicles.

Senate Bill No. 90, An act relative to laying out highways to public waters and to changes in the route of state and trunk line highways.

House Bill No. 223, An act to dissolve certain corporations.

House Bill No. 260, An act relating to the term of office and salary of the insurance commissioner.

House Bill No. 366, An act to authorize the town of Exeter to issue serial notes or bonds in the sum of twenty-five thousand dollars.

House Joint Resolution No. 125, Joint resolution in favor of Mrs. Irene L. Ravenelle.

RALPH H. GEORGE,

*For the committee.*

#### MAJORITY AND MINORITY REPORT

A majority of the joint committee on Public Improvements and Finance to whom was referred:

House Bill No. 23 (in second new draft), An act to estab-

lish a continuous highway from the East Side trunk line in Newington, then through Newington by way of the Fox Point road from and across Little Bay to Durham to a junction with the New Hampshire College road at Coe's corner in Durham to a junction with the New Hampshire College road at Sawyer's in Dover, having considered the same, reported the same without amendment and recommended its passage.

ARTHUR T. APPLETON,  
RALPH H. GEORGE,  
HAROLD H. HART,  
CHARLES H. BRACKETT,  
JAMES H. GERLACH,  
DANA A. EMERY,

*For a majority of the committee.*

A minority of the joint committee on Public Improvements and Finance, to whom was referred:

House Bill No. 23 (in second new draft), An act to establish a continuous highway from the East Side trunk line in Newington, then through Newington by way of the Fox Point road from and across Little Bay to Durham to a junction with the New Hampshire College road at Coe's corner in Durham to a junction with the New Hampshire College road at Sawyer's in Dover, having considered the same, reported the same with the following resolution.

*Resolved,* That it is inexpedient to legislate.

WILLIAM H. BARRY,

*For a minority of the committee.*

On motion of Senator Appleton, the following amendment to the report of the majority was adopted.

The state treasurer, with the approval of the governor and council, is hereby authorized, in case the governor and council deem it necessary or expedient, to execute, issue and sell the short-term notes of the state to an amount not exceeding two hundred and seventy-five thousand dollars (\$275,000.) for the purpose of paying the purchase price of the Boston and Maine Railroad bridge.

Senator Barry moved that the report of the minority be

substituted for that of the majority, and with that motion pending it be made a special order for Tuesday, May 5, at 11:01.

(Discussion ensued)

Senator Barry demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Robinson, Barry, Lee, Sheehan, Martel and Hubbard.

The following named Senators voted in the negative: Senators Colbath, Hart, Ferguson, Carroll, Gerlach, Farmer, Appleton, Blake, George, Emery, Fernald, Fernald, Little and Brackett.

Seven Senators having voted in the affirmative, and fourteen Senators having voted in the negative, the negative prevailed and the motion for a special order was lost.

The question being stated,

Shall the report of the minority be substituted for that of the majority?

(Discussion ensued)

Senator Carroll moved the previous question.

On a *viva voce* vote the affirmative prevailed.

Senator Barry demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Carroll, Barry, Lee, Sheehan, Martel and Hubbard.

The following named Senators voted in the negative: Senators Colbath, Hart, Ferguson, Gerlach, Robinson, Farmer, Appleton, Blake, George, Emery, Fernald, Fernald, Little and Brackett.

Seven Senators having voted in the affirmative and fourteen Senators having voted in the negative, the negative prevailed and the motion to substitute was lost.

The question being stated,

Shall the report of the majority be accepted?

On a *viva voce* vote the report of the majority was accepted

and the bill ordered to a third reading this afternoon at two o'clock.

#### INTRODUCTION OF BILLS

Senator Brackett, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 102, An act relating to observance of the Lord's Day.

Senator Brackett moved that the rules be so far suspended as to allow printing and reference to committee be dispensed with, and the bill placed upon its third reading and final passage at the present time.

(Discussion ensued)

Senator Brackett moved the previous question.

On a *viva voce* vote the affirmative prevailed.

The question being stated,

Shall the rules be suspended?

Senator Sheehan demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Colbath, Hart, Ferguson, Gerlach, Robinson, Appleton, Blake, Barry, George, Emery, Lee, Fernald of District No. 21, Little and Brackett.

The following named Senators voted in the negative: Senators Carroll, Farmer, Sheehan, Martel, Hubbard and Fernald of District No. 22.

Fifteen Senators having voted in the affirmative and six Senators having voted in the negative, the affirmative prevailed and the rules were suspended, the bill was read a third time and passed.

Senator Brackett offered the following resolution:

*Resolved*, That the Governor be requested to return to the Senate for further consideration:

House Bill No. 201, An act relative to observance of the Lord's Day.

The question being stated,

Shall the Governor be requested to return House Bill No. 201 for further consideration?

Senator Sheehan demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Colbath, Hart, Ferguson, Gerlach, Robinson, Farmer, Appleton, Blake, Barry, George, Emery, Lee, Fernald, Fernald, Little and Brackett.

The following named Senators voted in the negative: Senators Carroll, Sheehan, Martel and Hubbard.

Seventeen Senators having voted in the affirmative and four Senators having voted in the negative, the affirmative prevailed and the resolution was adopted.

Senator Fernald of District No. 21 offered the following resolution:

*Resolved*, That the rules be suspended and all business in order for this afternoon at two o'clock be made in order at the present time.

Senator Carroll demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Colbath, Hart, Ferguson, Gerlach, Robinson, Farmer, Appleton, Blake, Barry, George, Emery, Lee, Martel, Hubbard, Fernald, Fernald, Little and Brackett.

The following named Senators voted in the negative: Senators Carroll and Sheehan.

Nineteen Senators having voted in the affirmative and two Senators having voted in the negative, the affirmative prevailed and the rules were so far suspended as to allow business in order for this afternoon at two o'clock to be made in order at the present time.

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:—*

The House of Representatives has refused to concur with the Senate in its amendment to

House Bill No. 181, An act relative to the registration of motor vehicles, and asks for a committee of conference. The Speaker has named as members of such committee on the part of the House, Messrs. Hutchins of Stratford, Hammond of Manchester and Edgerly of Tuftonboro.

On motion of Senator Fernald of District No. 21, the Senate acceded to the request of the House of Representatives for a committee of conference and the president named as members of such committee on the part of the Senate, Senators Hart and Gerlach.

The message further stated that the House of Representatives had passed the following resolution in the passage of which it asks the concurrence of the Honorable Senate.

#### RESOLUTION

WHEREAS it appears that all necessary legislative work may be easily accomplished by Thursday, May 7th, instant, therefore be it

*Resolved*, By the House of Representatives, the Senate concurring, that the present session of the legislature be brought to final adjournment on Thursday, May 7th, instant, at five o'clock in the afternoon, and be it further

*Resolved*, That all reports, bills and joint resolutions pending at that time in either branch of the legislature, with the exception of such as have been referred to the next session of the legislature, be indefinitely postponed.

On motion of Senator Fernald of District No. 21, the resolution was laid upon the table.

#### THIRD READINGS

The following bills were read a third time and passed.

House Bill No. 35, An act in relation to the salary of the justice of the municipal court of Nashua.

House Bill No. 121, An act relating to the taking of deer in the county of Rockingham.

House Bill No. 333 (in new draft and new title), An act relating to the election of representatives to the general court.



Senate Bill No. 97, An act relating to motor vehicle road tolls.

Senate Bill No. 98, An act enlarging the jurisdiction of certain municipal courts.

Senate Bill No. 101, An act in amendment of chapter 291, section 12 of the Public Laws.

House Bill No. 23 (in second new draft), An act to establish a continuous highway from the east side trunk line in Newington, then through Newington by way of the Fox Point road from and across Little Bay to Durham to a junction with the New Hampshire College road at Coe's corner in Durham to a junction with the New Hampshire College road at Sawyer's in Dover.

On motion of Senator Colbath, the following resolution was adopted.

*Resolved*, That when the Senate adjourns this afternoon, it adjourn to meet tomorrow morning at 9 o'clock, and when it adjourns Friday morning it to be to meet Monday evening at 7:30 o'clock.

On motion of Senator Fernald of District No. 21, the Senate adjourned.

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FRIDAY, May 1, 1931.

The Senate met according to adjournment.

Senator Ferguson having assumed the chair, read the following communication:

Concord, N. H., May 1, 1931.

SENATOR FERGUSON,

Please preside for me at to-day's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

Senator Hart served notice that on Tuesday or some subsequent date he would ask the Senate to reconsider vote on:

House Bill No. 23 (in second new draft), An act to estab-

lish a continuous highway from the East Side trunk line in Newington, then through Newington by way of the Fox Point road from and across Little Bay to Durham to a junction with the New Hampshire College road at Coe's corner in Durham to a junction with the New Hampshire College road at Sawyer's in Dover.

On motion of Senator Gerlach the Senate adjourned.

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MONDAY, May 4, 1931.

The Senate met according to adjournment.

Senator Fernald, Dist. No. 21, having assumed the chair, read the following communication:

Concord, N. H., May 4, 1931.

SENATOR FERNALD, Dist. No. 21:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige.

ARTHUR R. JONES,  
*President.*

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TUESDAY, MAY 5, 1931.

The Senate met according to adjournment.

#### LEAVES OF ABSENCE

Senator Eaton was granted leave of absence for the day on account of illness and Senator Farmer was granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:*

The House of Representatives has concurred with the Senate in the passage of the following bills.

Senate Bill No. 88, An act determining the basic working day on all public improvements.

Senate Bill No. 92, An act relating to the examinations of applicants for licenses to operate motor vehicles.

The message further stated that the House of Representatives had concurred with the Honorable Senate in the passage of the following entitled bill with amendments, in the passage of which amendments the House asked the concurrence of the Honorable Senate:

Senate Bill No. 96, An act relating to examinations, appeals, bail and recognizances, in amendment of the Public Laws, chapter 366, section 3.

Amend Senate Bill No. 96 by adding after section 1 a new section as follows: 2. *Amendment.* Amend section 48 of Chapter 144 of the Public Laws by striking out the words "five hundred" in the 7th line thereof, and inserting in place thereof the words "two thousand," so that said section as amended shall read as follows: 49. *Recognizance.* If upon proceedings had before a justice of municipal court for any offense mentioned in this chapter which said justice of court has not jurisdiction to hear and determine, the accused shall plead not guilty, and the justice or court, on hearing the evidence, is of opinion that he is guilty of the offense charged, he shall be ordered to recognize, with two or more sufficient sureties, in a sum not less than two hundred nor more than two thousand dollars, to appear at the next term of the superior court for the county, and to abide the order of the court and in the meantime to be of good behavior and not to violate any provision of this chapter, and to stand committed until the order is complied with.

Further amend said bill by renumbering section 2, section 3.

On motion of Senator Fernald of District No. 21, the Senate voted to concur with the House of Representatives in the adoption of the foregoing amendments.

#### COMMITTEE REPORTS

Senator Barry, for the Committee on Finance, to whom was referred:

House Bill No. 68 (in new draft and new title), An act

to provide for the construction and equipment of new buildings at the State Hospital.

House Bill No. 226, An act to provide for the construction and equipment of a state armory in the town of Claremont.

House Bill No. 348, An act appropriating money for improvement and equipment at the state hospital.

House Bill No. 360, An act providing for library and additional dormitory accommodations at the Plymouth Normal School.

House Bill No. 363, An act appropriating funds to provide against an unemployment emergency at the State Prison.

House Joint Resolution No. 25, Joint resolution in favor of a breakwater at Hampton Beach.

House Joint Resolution No. 53, Joint resolution relating to Laconia State School.

House Joint Resolution No. 118, Joint resolution in favor of Arthur F. Sturtevant.

House Joint Resolution No. 122, Joint resolution in favor of Wallace Fendall.

House Joint Resolution No. 126, Joint resolution for the improvement of the Cherry Mountain and River road in the town of Jefferson.

House Joint Resolution No. 128, Joint resolution authorizing a commission to provide for representation of the state at the Century of Progress.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills and joint resolutions ordered to a third reading this afternoon at two o'clock.

On motion of Senator Hart, the rules were so far suspended as to allow the introduction of a committee report not previously advertised in the journal.

Senator Brackett for the Committee on Finance, to whom was referred:

House Bill No. 337, An act to provide for a State budget system and financial control, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 19 of said bill by inserting at the end of said section the words "but nothing herein shall be taken to repeal or amend chapter 111 of the Laws of 1925"; so that said section as amended shall read as follows: 19. *Repealing Clause.* All acts and parts of acts inconsistent with this act are hereby repealed, but nothing herein shall be taken to repeal or amend chapter 111 of the Laws of 1925.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

House Bill No. 354, An act authorizing the Public Service Commission to permit seasonal suspension of steam railroad service between Wing Road and Fabyan, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 1 of the bill by striking out the words, "October 15 to June 15" in line 3 of said section and inserting in place thereof the words, "December 15 to April 15," so that said section as amended shall read as follows:

"Section 1. The Public Service Commission may authorize the Boston & Maine Railroad to discontinue in whole or in part, during the period from December 15 to April 15 in each or any year or so much of such period as the commission may deem expedient, the operation of passenger and freight trains between Wing Road and Fabyan, if it shall appear that such seasonal suspension of service is not inconsistent with the public good and is necessary to avoid unreasonable expense to said railroad; but no order authorizing such suspension shall be made without notice to the attorney-general and such public notice and hearing as the commission may deem reasonable.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 121, An act relating to the taking of deer in the county of Rockingham, having considered the same,

reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Deer.* Amend section 2, chapter 198 of the Public Laws, as amended by chapter 55 of the Laws of 1927 and chapter 33 of the Laws of 1931, by inserting after the word "sixteenth" in the ninth line the words, "in the county of Rockingham from December fifteenth to January first," so that said section as amended shall read as follows:
2. *Taking; Time.* Wild deer may be captured or taken after 5 a.m. and before 6 p.m. as follows: in the county of Coos, except in the towns of Dalton, Whitefield and Carroll, from October fifteenth to December first; in the county of Grafton, and the towns of Dalton, Whitefield and Carroll in the county of Coos, from November first to December sixteenth; in the county of Carroll from November fifteenth to December sixteenth; in the county of Cheshire from December first to December sixteenth; in the county of Rockingham from December fifteenth to January first, and from all the other counties in the state from December first to January first.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 35, An act in relation to the salary of the justice of the municipal court of Nashua, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended its passage.

Amend section 1 by striking out the first three lines thereof and inserting in place thereof the following:

"1. *Municipal Courts.* Amend section 32, chapter 323 of the Public Laws, as amended by chapters 99 and 100 of the Laws of 1927, chapters 117 and 143 of the Laws of 1929 and chapter 70 of the Laws of 1931, by striking out said."



Further amend said section 1 by inserting after the words "In Franklin, six hundred dollars" the following:

In Rochester, nine hundred dollars;

In Littleton, six hundred dollars.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred:

Senate Bill No. 78, An act relating to the salaries of the commissioners for the counties of Hillsborough and Grafton, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended its passage.

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Salaries.* Amend section 28 of chapter 38 of the Public Laws, as amended by chapter 111 of the Laws of 1927, by striking out the word "eighteen" after the word.

Amend section 2 of said bill by inserting after the word "effect" the words, "as of," so that said section as amended shall read as follows:

2. *Takes Effect.* This act shall take effect as of April 1, 1931.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 65, An act relating to revocation of motor boat licenses.

Senate Bill No. 77, An act relative to the Ocean Boulevard.

Senate Bill No. 85, An act allowing fly fishing only in Moody pond in the town of Weare.

Senate Bill No. 88, An act determining the basic working day of all public improvements.

Senate Bill No. 92, An act relating to the examination of applicants for licenses to operate motor vehicles.

Senate Bill No. 93, An act relating to the taking of smelt.

Senate Bill No. 99, An act to legalize the action of the Bethlehem School District taken at a special meeting of said district held on April 22, 1931.

House Bill No. 225, An act for the purpose of providing a site for a state armory building in the town of Claremont.

House Bill No. 284, An act providing for state aid for persons suffering from cancer and for the creation and appointment of a cancer commission.

House Bill No. 300, An act relating to institutional exemptions.

House Bill No. 332, An act permitting the town of Bartlett, the town of Jackson, the North Conway Lighting Precinct, the Intervale Lighting Precinct and vicinity to become a village district.

House Bill No. 333, An act relating to the election of representatives to the General Court.

House Bill No. 336, An act to establish a state-aid road from Barrington to Rochester.

Senate Joint Resolution No. 8, Joint resolution in favor of Mrs. Dora M. Freese.

House Joint Resolution No. 117, Joint resolution for the improvement of the road from Ricker Corner to the Farmington line in the town of New Durham.

E. MAUDE FERGUSON,

*For the Committee.*

#### INTRODUCTION OF BILL

Senator Brackett, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 103, An act establishing a board of adjust-

ment for certain small claims arising from the careless operation of motor vehicles.

Senator Brackett moved that the rules be suspended, printing and reference to committee dispensed with, and the bill be placed on its third reading and final passage at the present time.

(Discussion ensued)

Senator Fernald of District No. 21, called for the previous question.

On a *viva voce* vote the affirmative prevailed.

The question being stated:

Shall the rules be suspended?

Senator Brackett demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Ferguson, Appleton, Blake, George, Emery, Fernald of District No. 21, Little and Brackett.

The following named Senators voted in the negative: Senators Colbath, Carroll, Gerlach, Robinson, Barry, Lee, Sheehan, Martel, Hubbard, and Fernald of District No. 22.

Nine Senators having voted in the affirmative and ten Senators having voted in the negative, the negative prevailed and the motion was lost.

On motion of Senator Ryan the Senate resolved itself into a committee of the whole to consider

Senate Bill No. 103, An act establishing a board of adjustment for certain small claims arising from the careless operation of motor vehicles.

(Recess)

Committee of the Whole

(Senator Sheehan in the Chair)

#### COMMITTEE REPORT

Senator Sheehan, for a Committee of the Whole, to whom was referred

Senate Bill No. 103, An act establishing a board of adjustment for certain small claims arising from the careless opera-

tion of motor vehicles, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

On motion of Senator Fernald of District No. 21 the following resolution was adopted.

*Resolved*, That the rules be suspended and all business in order for this afternoon at two o'clock be made in order at the present time.

### THIRD READINGS

The following bills were read a third time and passed.

House Bill No. 68 (in new draft and new title), An act to provide for the construction and equipment of new buildings at the State Hospital.

House Bill No. 226, An act to provide for the construction and equipment of a state armory in the town of Claremont.

House Bill No. 348, An act appropriating money for improvements and equipment at the State Hospital.

House Bill No. 360, An act providing for library and additional dormitory accommodations at the Plymouth Normal School.

House Bill No. 363, An act appropriating funds to provide against an unemployment emergency at the State Prison.

On motion of Senator Brackett, the rules were suspended and the following joint resolutions were read a third time by caption and passed.

House Joint Resolution No. 25, Joint resolution in favor of a breakwater at Hampton Beach.

House Joint Resolution No. 53, Joint resolution relating to Laconia State School.

House Joint Resolution No. 118, Joint resolution in favor of Arthur F. Sturtevant.

House Joint Resolution No. 122, Joint resolution in favor of Wallace Fendall.

House Joint Resolution No. 126, Joint resolution for the

improvement of the Cherry Mountain and River road in the town of Jefferson.

House Joint Resolution No. 128, Joint resolution authorizing a commission to provide for representation of the state at the Century of Progress.

#### INTRODUCTION OF JOINT RESOLUTION

Senator Sheehan, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following joint resolution which was read a first and second time, laid on the table to be printed and referred to the Committee on the Judiciary.

Senate Joint Resolution No. 11, Joint resolution relating to the sesqui-centennial of the birth of Daniel Webster.

On motion of Senator Sheehan the rules were further suspended, printing and reference to committee dispensed with and the foregoing joint resolution was ordered to a third reading at the present time.

On motion of Senator Brackett, the rules were suspended, and the foregoing joint resolution was read a third time by caption and passed.

(Recess)

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:*

The House of Representatives has concurred with the Senate in the passage of the following amendment to the following entitled bill.

House Bill No. 23 (in second new draft), An act to establish a continuous highway from the East Side trunk line in Newington, then through Newington by way of the Fox Point road from and across Little Bay to Durham to a junction with the New Hampshire College road at Coe's corner in Durham to a junction with the New Hampshire College road at Sawyer's in Dover.

On motion of Senator Fernald of District No. 21, the Senate adjourned.

## WEDNESDAY, MAY 6, 1931.

The Senate met according to adjournment.

## LEAVES OF ABSENCE

Senator Farmer was granted leave of absence for the day on account of important business.

Senator Eaton was granted leave of absence for the day on account of illness.

The following message was received from the House of Representatives by its Clerk.

## HOUSE MESSAGE

*Mr. President:—*

The House of Representatives has concurred with the Senate in the passage of the following bill.

Senate Bill No. 102, An act relating to observance of the Lord's Day.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the amendment to the following entitled bill.

House Bill No. 354, An act authorizing the Public Service Commission to permit seasonal suspension of steam railroad service between Wing road and Fabyan.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills.

House Bill No. 64, An act relating to the salaries of county solicitors.

House Bill No. 79, An act relating to the Public Service Commission.

House Bill No. 91, An act relating to the salary of the commissioner of motor vehicles.

House Bill No. 35, An act in relation to the salary of the justice of the municipal court of Nashua.

House Bill No. 121, An act relating to the taking of deer in the county of Rockingham.



Senate Bill No. 78, An act relating to the salaries of the commissioners for the counties of Hillsborough and Grafton.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills to the following bills, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate.

House Bill No. 224, An act relating to life insurance.

Amend section 1 of said bill by inserting after the word "law" at the end of said section the following: "relative to premiums paid in fraud of creditors."

Further amend said bill by renumbering the sections now numbered 4 and 5 as 2 and 3, respectively.

On motion of Senator Fernald of District No. 21, the Senate voted to concur with the House of Representatives in the adoption of the foregoing amendment.

House Bill No. 293, An act relating to the deposit of county and town funds.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *County Funds.* Amend section 2, chapter 39 of the Public Laws, as amended by chapter 92 of the Laws of 1929, by inserting after the word "banks" in the third line the words, "in this state," so that said section as amended shall read as follows: 2. *Deposits.* All public funds belonging to the several counties, not permanently invested, shall be deposited in such solvent bank or banks in this state as will pay the highest rate of interest on daily acreage balances for each month. The amount deposited in any bank shall not exceed twenty per cent of its paid up capital and surplus, unless said bank shall furnish a satisfactory bond, approved by the superior court, to secure such deposit.

On motion of Senator Fernald of District No. 21, the Senate voted to concur with the House of Representatives in the adoption of the foregoing amendment.

The message further stated that the House of Representatives had refused to concur with the Honorable Senate in its

adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill.

House Bill No. 280, An act relating to oleomargarine and other butter substitutes, and asked for a Committee of Conference. The Speaker has appointed as members of such committee on the part of the House, Messrs. Adams of Londonderry, Cilley of Exeter and McGreal of Somersworth.

On motion of Senator Fernald of District No. 21, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference, and the President appointed as members of such committee on the part of the Senate, Senators Little and Colbath.

#### COMMITTEE REPORTS

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

House Bill No. 357, An act relating to the powers of the school district of Hanover "approved April 14, 1931."

House Bill No. 358, An act authorizing the county of Belknap to issue bonds.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator Ferguson, for the Committee on Education, to whom was referred:

House Bill No. 359, An act fixing the dates of the expirations of terms of office of the State Board of Education, having considered the same reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Ryan, for the Committee on Roads, Bridges and Canals, to whom was referred:

Senate Joint Resolution No. 9, Joint resolution providing for the permanent improvement of the Tuftonborough Neck road.

Senate Joint Resolution No. 10, Joint resolution for the

improvement of the Meredith Neck road in the town of Meredith.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions referred to the Committee on Finance under the rules.

Senator Gerlach, for the Committee on Ways and Means, to whom was referred:

House Bill No. 367, An act amending "An act relative to the taxation of gas and electric utilities," having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Brackett, for the Committee on Finance to whom was referred:

House Joint Resolution No. 123, Joint resolution in favor of the Sibley Oil Company, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at two o'clock.

Senator Brackett, for the Committee on Finance to whom was referred:

House Bill No. 337, An act to provide for a state budget system and financial control, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 19 of said bill by inserting at the end of said section the words "but nothing herein shall be taken to repeal or amend chapter 111 of the Laws of 1925"; so that said section as amended shall read as follows: 19. *Repealing Clause.* All acts and parts of acts inconsistent with this act are hereby repealed, but nothing herein shall be taken to repeal or amend chapter 111 of the Laws of 1925.

The report was accepted.

Senator Brackett offered the following amendment.

Amend the report of the committee by striking out the

words "ought to pass with amendment" and substituting therefor the words "ought to pass."

On a *viva voce* vote the affirmative prevailed and the amendment was adopted, and the bill was ordered to a third reading this afternoon at two o'clock.

On motion of Senator Fernald of District 21, the rules were suspended and all business in order at two o'clock was made in order at the present time.

The following entitled bill was read a third time.

The question being stated,

Shall the bill pass?

(Discussion ensued)

Senator Fernald of District No. 21 demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Colbath, Hart, Ferguson, Gerlach, Appleton, Blake, Barry, George, Emery, Hubbard, Fernald of District No. 21 and Brackett.

The following named Senators voted in the negative: Senators Carroll, Robinson, Lee, Sheehan, Martel and Fernald of District No. 22.

Thirteen Senators having voted in the affirmative and six Senators having voted in the negative the affirmative prevailed and the bill passed.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 78, An act relating to the salaries of the commissioners for the counties of Hillsborough and Grafton.

Senate Bill No. 102, An act relating to observance of the Lord's Day.

House Bill No. 35, An act in relation to the salary of the justice of the municipal court of Nashua.

House Bill No. 64, An act relating to the salaries of county solicitors.

House Bill No. 68, An act to provide for the construction and equipment of new buildings at the state hospital.

House Bill No. 91, An act relating to the salary of the commissioner of motor vehicles.

House Bill No. 121, An act relating to the taking of deer in the county of Rockingham.

House Bill No. 226, An act to provide for the construction and equipment of an armory in the town of Claremont.

House Bill No. 271, An act to exempt from taxation the property of the Exeter Hospital of Exeter.

House Bill No. 329, An act amending the charter of the New Hampshire Centennial Home for the Aged.

House Bill No. 342, An act to exempt certain property of the Manchester Historic Association from taxation.

House Bill No. 348, An act appropriating money for improvements and equipment at the state hospital.

House Bill No. 360, An act providing for library and additional dormitory accommodations at the Plymouth Normal School.

House Bill No. 363, An act appropriating funds to provide against an unemployment emergency at the State Prison.

House Joint Resolution No. 25, Joint resolution in favor of a breakwater at Hampton Beach.

House Joint Resolution No. 53, Joint resolution relating to Laconia State School.

House Joint Resolution No. 118, Joint resolution in favor of Arthur F. Sturtevant.

House Joint Resolution No. 122, Joint resolution in favor of Wallace Fendall.

House Joint Resolution No. 126, Joint resolution for the improvement of the Cherry Mountain and River road, in the town of Jefferson.

House Joint Resolution No. 128, Joint resolution authorizing a commission to provide for representation of the state at the Century of Progress.

House Bill No. 79, An act relating to the public service commission.

E. MAUDE FERGUSON,

*For the committee.*

On motion of Senator Fernald of District No. 21, the following resolution was adopted.

*Resolved*, That the Clerk of the Senate be instructed to purchase suitable cabinets for the protection of Senate documents.

#### INTRODUCTION OF BILL

Senator Blake, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 104, An act relating to investigations by the insurance commissioner.

Senator Fernald of District No. 21, moved that the rules be so far suspended as to allow printing and reference to committee to be dispensed with and the bill be placed on its third reading and final passage at the present time.

(Discussion ensued)

The question being stated,  
Shall the rules be suspended?

Senator Sheehan demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Colbath, Ferguson, Carroll, Robinson, Appleton, Blake, George, Emery, Fernald, Fernald, Little and Brackett.

The following named Senators voted in the negative: Senators Hart, Gerlach, Barry, Lee, Sheehan, Martel and Hubbard.

Thirteen Senators having voted in the affirmative and seven Senators having voted in the negative, the motion to suspend the rules was lost, a two thirds vote being required.

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:—*

The House of Representatives has passed the following



entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

Senate Bill No. 101 (in new draft and new title), An act relating to conservators.

The message further stated that the House of Representatives had refused to concur with the Senate in the passage of the following bills.

Senate Bill No. 72, An act relating to registration of motor vehicles by paupers.

Senate Bill No. 81, An act relating to the police commission of Laconia.

Senate Bill No. 86, An act relative to the election of officers of the city of Laconia.

Senate Bill No. 91, An act empowering the city of Laconia to purchase the Laconia water company.

#### READ AND REFERRED

The following bill sent up from the House of Representatives was read a first and second time and referred:

To the Committee on the Judiciary,

Senate Bill No. 101 (in new draft and new title), An act relating to conservators.

(Recess)

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:*—

The House of Representatives has receded from its position and has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill.

House Bill No. 280, An act relating to oleomargarine and other butter substitutes.

The message further stated that the House of Representatives had refused to concur with the Senate in the passage of the following bill.

Senate Bill No. 44, An act relating to the taking of deer.

The message further stated that the House of Representatives had concurred with the Senate in the passage of its amendment to the following bill.

House Bill No. 261, An act relating to the regulation of small loans.

The message further stated that the House of Representatives had concurred with the Honorable Senate in the passage of the following entitled bill with amendments in the passage of which amendments the House asked the concurrence of the Honorable Senate.

Senate Bill No. 3, An act providing for assistance to aged and dependent persons.

Amend Senate Bill No. 3 in new draft by striking out paragraph (c) of section 2 and inserting in place thereof the following: (c) has been a resident of the particular county in which he makes application, for at least fifteen years immediately preceding his application for relief, but continuous residence shall not be deemed to be interrupted by periods of absence therefrom if the total of such periods does not exceed three years, provided such applicant shall not have gained a legal residence out of the state during the year previous to such application; and absence in military service of the state or of the United States shall not be deemed to interrupt residence in this state or any county thereof unless a domicile is acquired outside the state or county.

Also amend Senate Bill No. 3 in new draft by striking out the first paragraph of section 5 of the bill and inserting in place thereof the following: 5. *Regulations.* The commissioners shall from time to time prescribe and promulgate rules and regulations necessary for the carrying out of the provisions of this act to the end that such relief may be extended in a humane and efficient manner. They shall make investigations and decisions as to the amount to be granted, if any, and their decision shall be final. Any applicant shall be entitled to a hearing and opportunity to present evidence before any decision becomes effective, provided he files a petition for hearing with the commis-

sioners within fourteen days after the date of application for aid. The commissioners shall fix the date of any such hearing to be within seven days after the petition is filed and notify the applicant and the applicant's guardian, if any, of the time and place of hearing. The decision of the commissioners shall be made fourteen days from the date of application or earlier, if no hearing is asked, or within seven days after the date of final hearing if hearing has been asked. Any applicant whose application has been rejected or allowance suspended or discontinued may not again apply for assistance until the expiration of six months from the date of his previous application or discontinuance. The commissioners shall also notify the selectmen of any town, or overseer of the poor or city clerk of any city, in which such applicant resides, of any application for aid and shall give notice to such town or city official of the time and place of any hearing and of any decision rendered. Any regulations made by them shall be in addition to but not inconsistent with the following:

Also amend paragraph (h) of section 5 of Senate Bill No. 3 in new draft by striking out said paragraph and inserting in place thereof the following: (h) *Revocation*. Such assistance shall be revoked if a beneficiary is convicted of any criminal offense or suspended or revoked if he fails to comply with the terms of this act but shall be paid in due course if it appears that such conviction was improperly obtained.

Amend section 2 of said bill by striking out in the second line the figures "65" after the words "the age of" and inserting in place thereof the figures "70" so that said section as amended will read as follows:

2. *Assistance, to Whom*. Old age relief or assistance shall be given to any person of the age of 70 years, who

(a) is unable to support himself and has no children or other persons of sufficient ability to pay and responsible for his support under the laws of New Hampshire;

(b) has been a citizen of the United States for at least fifteen years before making application for old age assistance:

(c) has been a resident of the particular county in which he makes application, for at least fifteen years immediately preceding his application for relief, but continuous residence shall not be deemed to be interrupted by periods of absence therefrom if the total of such periods does not exceed three years, provided such applicant shall not have gained a legal residence out of the state during the year previous to such application; and absence in military service of the State or of the United States shall not be deemed to interrupt residence in this state or any county thereof unless a domicile is acquired outside the state or county.

On motion of Senator Ryan, the Senate voted to concur with the House of Representatives in its adoption of the foregoing amendment.

On motion of Senator Fernald of District No. 21, the following resolution was adopted.

*Resolved*, That the rules be suspended, and all business in order for this afternoon at two o'clock be made in order at the present time.

#### THIRD READINGS

The following entitled bills were read a third time and passed.

House Bill No. 357, An act relating to the powers of the school district of Hanover "approved April 14, 1931."

House Bill No. 358, An act authorizing the county of Belknap to issue bonds.

House Bill No. 359, An act fixing the dates of the expirations of terms of office of the State Board of Education.

House Bill No. 367, An act amending "An act relative to the taxation of gas and electric utilities."

On motion of Senator Fernald of District No. 21, the rules were suspended and the following joint resolution was read a third time by caption and passed.

House Joint Resolution No. 123, Joint resolution in favor of the Sibley Oil Company.

## COMMITTEE REPORTS

Senator Ferguson, for the Committee on Engrossed Bills, to whom was referred:

Senate Bill No. 96, An act relating to examinations, appeals, bail and recognizances, in amendment of the Public Laws, chapter 366, section 3, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend the title of said bill by striking out the same and inserting in place thereof the following: "An act relating to bail and recognizance."

Amend section 2 of said bill by striking out the word "of" in the ninth line and inserting in place thereof the word, "or."

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

On motion of Senator Hart, the rules were so far suspended as to allow the introduction of a committee report not previously advertised in the journal.

Senator Ferguson, for the Committee on the Judiciary, to whom was referred:

Senate Bill No. 101 (in new draft and new title), An act relating to conservators, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at two o'clock.

On motion of Senator Hart, the rules were so far suspended as to allow the introduction of a committee report not previously advertised in the journal.

A majority of the Committee on the Judiciary, to whom was referred:

Senate Bill No. 104, An act relating to investigations by the insurance commissioner, having considered the same re-

ported the same without amendment and recommended its passage.

HAROLD H. HART,  
E. MAUDE FERGUSON,  
A. T. APPLETON,  
FRANK F. FERNALD.

*For a majority of the committee.*

A minority of the Committee on the Judiciary, to whom was referred:

Senate Bill No. 104, An act relating to investigations by the insurance commissioner, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

JOHN J. SHEEHAN,

*For a minority of the committee.*

The report of the majority was accepted.

Senator Sheehan moved that the report of the minority be substituted for that of the majority.

(Discussion ensued)

The question being stated,

Shall the report of the minority be substituted for that of the majority?

Senator Sheehan demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Barry, Lee, Sheehan and Martel.

The following named Senators voted in the negative: Senators Ryan, Hart, Ferguson, Carroll, Gerlach, Robinson, Appleton, Blake, George, Emery, Hubbard, Fernald, Fernald and Brackett.

Four Senators having voted in the affirmative and fourteen Senators having voted in the negative, the negative prevailed and the motion to substitute was lost.

Senator Fernald of District No. 21 moved that the rules be suspended and the foregoing entitled bill be read a third time and passed.

Senator Sheehan demanded a roll call.

The Clerk proceeded to call the roll.



The following named Senators voted in the affirmative: Senators Ryan, Colbath, Hart, Ferguson, Carroll, Gerlach, Robinson, Appleton, Blake, George, Emery, Hubbard, Fernald, Fernald and Brackett.

The following named Senators voted in the negative: Senators Barry, Lee, Sheehan and Martel.

Fifteen Senators having voted in the affirmative and four Senators having voted in the negative, the affirmative prevailed and the bill was read a third time and passed.

On motion of Senator Brackett, the rules were so far suspended as to allow the introduction of two committee reports not previously advertised in the journal.

Senator Barry, for the Committee on Finance, to whom was referred:

Senate Joint Resolution No. 9, Joint resolution providing for the Tuftonborough Neck road, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Barry, for the Committee on Finance, to whom was referred:

Senate Joint Resolution No. 10, Joint resolution for the improvement of the Meredith Neck road in the town of Meredith, having considered the same, reported the same with the following resolution.

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

(Recess)

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:*—

The House of Representatives has concurred with the Senate in the passage of the following bills and joint resolution.

Senate Joint Resolution No. 11, Joint resolution relating to the sesqui-centennial of the birth of Daniel Webster.

Senate Bill No. 97, An act relating to motor vehicle road tolls.

Senate Bill No. 98, An act enlarging the jurisdiction of certain municipal courts.

The message further stated that the House of Representatives had passed the following entitled bill and joint resolution, in the passage of which it asked the concurrence of the Honorable Senate.

House Joint Resolution No. 129, Joint resolution in favor of Guy S. Neal and others.

House Bill No. 369, An act to provide for the assessment and collection of an annual state tax for the term of two years.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill.

Senate Bill No. 96, An act relating to examinations, appeals, bail and recognizances, in amendment of the Public Laws, chapter 366, section 3.

#### READ AND REFERRED

The following bill sent up from the House of Representatives was read a first and second time, laid on the table to be printed, and referred to the Committee on Finance.

House Bill No. 369, An act to provide for the assessment and collection of an annual state tax for the term of two years.

On motion of Senator Fernald of District No. 21, the rules were suspended, printing and reference to committee dispensed with and the foregoing entitled bill was read a third time and passed.

The following joint resolution sent up from the House of Representatives was read a first time.

House Joint Resolution No. 129, Joint resolution in favor of Guy S. Neal and others.

On motion of Senator Sheehan, the rules were suspended

and the foregoing joint resolution was read a second time by caption only.

Senator Emery offered the following amendment.

Amend said resolution by striking out the figures, "\$468," in line 22 after the word, "of," and substituting therefore the figures, "\$520," so that the resolution as amended shall read as follows:

"That Guy S. Neal, sergeant-at-arms and Raymond B. Lakeman, sergeant-at-arms be allowed the sum of \$472.50 each; that Clinton K. Barton, custodian, be allowed the sum of \$416; that Arthur A. Tilton, Harvey E. Stowe, W. B. Plummer, David O'Shan, William W. Allen, doorkeepers, be allowed the sum of \$416; that George A. Simpson, warden, be allowed the sum of \$416; that Ross P. Sanborn, assistant warden, be allowed the sum of \$416; that Charles A. Cloutman, Eli Langlois, Walt M. Goodale, George H. Cross, Wallace S. Thompson, Edward L. Bacon, William J. King, messengers, be allowed the sum of \$416 each; that W. Robert Harris, Harry G. Parshley, Charles C. Sargent, Herbert V. Johnson, Arthur M. Clark, pages, be allowed the sum of \$260 each; that Percy S. Congdon, Speaker's page, be allowed the sum of \$315; that Harrie M. Young and Benjamin F. Greer, clerk of the House and Senate, respectively, be allowed the sum of \$300 each; that Cyril J. Fretwell and Frank M. Ayer, assistant clerk of the House and Senate respectively, be allowed the sum of \$300 each; that Edwin B. Young, chaplain, be allowed the sum of \$416; that Alice V. Flanders, House stenographer, be allowed the sum of \$832; that Bessie A. Callaghan, Senate stenographer, be allowed the sum of \$832; that Marion C. Colby, stenographer, be allowed the sum of \$624; that Frances C. Barnard, stenographer, be allowed the sum of \$624; that Evelyn S. Conway, stenographer, be allowed the sum of \$624; that Ruth Cotton, stenographer, be allowed the sum of \$520; that Helen M. Young, stenographer, be allowed the sum of \$572; that Marion G. Alexander be allowed the sum of \$250; that Ula M. Blake be allowed the sum of \$11; that the State House department be allowed the sum of \$945; that

the Union-Leader Publishing Company be allowed the sum of \$457.78; that the Monitor-Patriot Company be allowed the sum of \$154.82; that the Laconia Evening Citizen be allowed the sum of \$2; that the Foster Daily Democrat be allowed the sum of \$6.00; that the Nashua Telegraph be allowed the sum of \$3.80; that Bektash Temple A. A. O. N. M. S. be allowed the sum of \$85.00; that the Concord Chamber of Commerce be allowed the sum of \$20; that the American Legion be allowed the sum of \$100; that the Evans Printing Company be allowed the sum of \$772.50; for deficit in legislative appropriation for the year ending June 30, 1930, the sum of \$16,398.79.

The Governor is hereby authorized to draw his warrant for the above sums out of any money in the treasury not otherwise appropriated.

On a *viva voce* vote the amendment was adopted.

On motion of Senator Fernald of District No. 21 the rules were suspended, printing and reference to committee dispensed with and the joint resolution was read a third time by caption and passed.

(Recess)

On motion of Senator Brackett, the rules were so far suspended as to allow the introduction of two committee reports not previously advertised in the journal.

A majority of the Committee on Finance, to whom was referred:

House Bill No. 364, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1932, having considered the same reported the same with the following amendment and recommended that the bill as amended ought to pass.

CHARLES H. BRACKETT,  
HAROLD H. HART,  
DANA A. EMERY,  
JAMES H. GERLACH.

*For a majority of the committee.*

A minority of the Committee on Finance, to whom was referred:

House Bill No. 364, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1932, having considered the same, reported that the bill ought to pass as amended, except the following amendment: "Further amend by adding in the 168th line, after the figures \$40,000, the following: and also an additional \$40,000 to be appropriated from the Motor Vehicle Registration Fees," and upon said amendment reports that it is inexpedient to legislate.

WILLIAM H. BARRY,  
*For a minority of the committee.*

Senator Barry moved that the report of the minority be substituted for that of the majority and with that motion pending, it be made a special order for Thursday, May 7, at 10:01 o'clock.

A majority of the Committee on Finance, to whom was referred:

House Bill No. 365, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1933, having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

CHARLES H. BRACKETT,  
HAROLD H. HART,  
DANA A. EMERY,  
JAMES H. GERLACH.

*For a majority of the committee.*

A minority of the Committee on Finance, to whom was referred:

House Bill No. 365, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1933, having considered the same, reported the same ought to pass with amendment, except the following amendment: "Further amend by adding in the 168th line, after the figures \$40,000, the following: and also an additional \$40,000 to be appropriated from the Motor Vehicle

Registration Fees," and upon said amendment reports that it is inexpedient to legislate.

WILLIAM H. BARRY,

*For a minority of the committee.*

Senator Barry moved that the report of the minority be substituted for that of the majority, and with that motion pending, it be made a special order for Thursday, May 7, at 10:02 o'clock.

On motion of Senator Fernald of District No. 21, the following resolution was adopted.

*Resolved*, That the rules be suspended and all business in order for this afternoon at two o'clock be made in order at the present time.

#### THIRD READING

The following entitled bill was read a third time and passed.

Senate Bill No. 101, An act relating to conservators.

On motion of Senator Fernald of District No. 21, the Senate adjourned.

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THURSDAY, MAY 7, 1931.

The Senate met according to adjournment.

#### LEAVES OF ABSENCE

Senator Eaton was granted leave of absence for the day on account of illness and Senator Farmer was granted leave of absence for the day on account of important business.

#### COMMITTEE REPORTS

Senator Barry, for the Committee on Finance, to whom was referred:

House Joint Resolution No. 127, Joint resolution for the investigation of county affairs, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at two o'clock.



On motion of Senator Fernald of District No. 21, the rules were suspended and the bill ordered to a third reading at the present time.

On motion of the same Senator the rules were further suspended and the foregoing joint resolution was read a third time by caption only and passed.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolution.

Senate Bill No. 96, An act relating to bail and recognizances.

Senate Bill No. 97, An act relating to motor vehicle road tolls.

Senate Bill No. 98, An act enlarging the jurisdiction of certain municipal courts.

House Bill No. 23, An act to establish a continuous highway from the East Side trunk line in Newington, then through Newington by way of the Fox Point road from and across Little Bay to Durham to a junction with the New Hampshire College road at Coe's corner in Durham to a junction with the New Hampshire College road at Sawyer's in Dover.

House Bill No. 224, An act relating to life insurance.

House Bill No. 280, An act relating to oleomargarine and other butter substitutes.

House Bill No. 293, An act relating to the deposit of county and town funds.

House Bill No. 337, An act to provide for a state budget system and financial control.

House Bill No. 354, An act authorizing the public service commission to permit seasonal suspension of steam railroad service between Wing Road and Fabyan.

House Bill No. 357, An act construing "An act relating to the powers of the school district of Hanover," approved April 14, 1931.

House Bill No. 358, An act authorizing the county of Belknap to issue bonds.

House Bill No. 359, An act fixing the dates of the expirations of terms of office of the state board of education.

House Bill No. 367, An act amending "An act relative to the taxation of gas and electric utilities."

House Bill No. 369, An act to provide for the assessment and collection of an annual state tax for the term of two years.

Senate Joint Resolution No. 11, Joint resolution relating to the sesqui-centennial of the birth of Daniel Webster.

E. MAUDE FERGUSON,

*For the committee.*

#### SPECIAL ORDER

Senator Barry called for the first special order, it being the substitution of the report of the minority for that of the majority on

House Bill No. 364, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1932, having considered the same, reported the same ought to pass as amended except the following amendment; "Further amend by adding in the 168th line, after the figures \$40,000, the following: and also an additional \$40,000 to be appropriated from the Motor Vehicle Registration Fees," and upon said amendment reports inexpedient to legislate.

WILLIAM H. BARRY.

*For a minority of the Committee.*

House Bill No. 364, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1932, having considered the same, reported the same ought to pass with amendment.

CHARLES H. BRACKETT,

HAROLD H. HART,

DANA A. EMERY,

JAMES H. GERLACH.

*For a majority of the committee.*

(Discussion ensued)

The question being stated,  
Shall the report of the minority be substituted for that of the majority?

Senator Barry demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Colbath, Carroll, Robinson, Barry, Lee, Sheehan, Martel, Fernald of District No. 22 and Little.

The following named Senators voted in the negative: Senators Hart, Ferguson, Gerlach, Appleton, George, Emery, Hubbard, Fernald of District No. 21 and Brackett.

Ten Senators having voted in the affirmative and nine Senators having voted in the negative, the affirmative prevailed, the motion to substitute was adopted and the report of the minority of the committee was accepted.

House Bill No. 364, amend section 1 of the bill by striking out the figures, "\$22,150," after the word, "department," in line 11, and substituting therefor the figures, "\$23,700," and by striking out the figures, "\$5,250," in line 12 and substituting therefor the figures, "\$5,750," and by striking out the figures, "\$500," in line 13 and substituting therefor the figures, "\$800," and by striking out the figures, "\$650," in line 14 and substituting therefor the figures, "\$900," and by striking out the figures, "\$400," after the word, "blanks," in line 13, and substituting the figures, "\$900."

Further amend by striking out the figures, "\$18,800," after the word, "department," in line 16 and substituting therefor the figures, "\$20,775," and by striking out the figures, "\$8,700" after the word, "expenses," in line 17 and substituting therefor the figures, "\$10,025," and by striking out the figures, "\$2,000," at the beginning of line 18 and substituting therefor the figures, "\$2400," and by striking out the figures, "\$700," after the word, "blanks," in line 18 and substituting therefor the figures, "\$850," and by striking out the figures, "\$700," after the word, "report," in line 18 and substituting therefor the figures, "\$800."

Further amend by striking out the figures, "\$18,575," after the word, "department," in line 19 and substituting

therefor the figures, "\$19,075", and by striking out the figures, "\$1,000," after the word, "miscellaneous," in line 22 and substituting therefor the figures, "\$1,500."

Further amend by striking out the following paragraph, "For state auditing accountant, \$9,950 as follows: salary of state auditing accountant, \$3,000; salary of assistant auditing accountant, \$2,700; clerical expenses, \$3,250; printing and office supplies, \$250; traveling expenses, \$750," and substituting the following: "Budget system and financial control, \$11,950 as follows: salary of comptroller, \$5,000; salary of assistant-comptroller, \$2,700; clerical expenses, \$3,250; printing and office supplies, \$250; travelling expenses, \$750."

Further amend by striking out the figures, "\$28,850" after the word, "commission," in line 36 and substituting therefor the figures, "\$29,750," and by striking out the figures, "\$2,000" after the word, "commissioners," in line 37 and substituting therefor the figures, "\$2,900."

Further amend by striking out the figures, "\$25,550," after the word, "department," in line 43 and substituting therefor the figures "\$25,750," and by striking out the figures, "\$1,300" after the word, "expenses," in line 47 and substituting therefor the figures, "\$1,500."

Further amend by striking out the figures, "\$495,000," after the word, "education," in line 77 and substituting therefor the figures, "\$500,000," and by adding after the word, "council," in line 90 the following: "vocational rehabilitation, \$5,000."

Further amend by striking out the figures, "\$190,675," after the word, "welfare," in line 91 and substituting therefor the figures, "\$191,075," and by striking out the figures, "\$2,600" after the word, "expense," in line 92 and substituting therefor the figures, "\$3,200," and by striking out the figures, "\$700," after the word, "incidentals," and substituting therefor the figures, "\$1,000," and by striking out the words, "printing report \$500." By striking out words "House Bill 210, Session" and substituting words "Chapter 1."

Further amend by striking out the figures, "\$9,800" after the word, "inspection," in line 103 and substituting therefor the figures, "\$10,300," and by striking out the figures, "\$300," after the word, "expenses," and substituting therefor the figures, "\$800."

Further amend by striking out the figures, "\$50,950" after the word, "health," in line 121 and substituting therefor the figures, "\$51,950," and by striking out the figures, "\$3,000" after the word, "antitoxin," in line 124 and substituting therefor the figures, "\$3,500," and by striking out the figures, "\$21,000" after the word, "infancy," in line 125 and substituting therefor the figures, "\$21,500."

Further amend by striking out the figures, "\$18,100" after the word, "hygiene," in line 127 and substituting therefor the figures, "\$19,100," and by striking out the figures, "\$6,000" after the word, "bacteriologists," in line 128 and substituting therefor the figures, "\$6,500," and by striking out the figures, "\$2,500" after the word, "incidentals," in line 129 and substituting therefor the figures, "\$3,000."

Further amend by striking out the figures, "\$400" where it occurs in line 151 and substituting therefor the figures, "\$500."

Further amend by striking out the figures, "\$42,555" after the word, "department," in line 156 and substituting therefor the figures, "\$44,055," and by striking out the figures, "\$9,500," after the word, "building," in line 158 and substituting therefor the figures, "\$11,000."

So that said section as amended shall read: 1. *Appropriations.* The sums hereinafter mentioned are appropriated to be paid out of the treasury of the state for the purposes specified for the fiscal year ending June 30, 1932, to wit:

For the executive department, \$83,350 as follows: salary of governor, \$5,000; salary of governor's secretary, \$3,000; clerical expense, \$4,850; traveling expenses for governor's secretary, \$200; traveling expenses for governor's stenographer, \$200; council, per diem and expenses, \$5,000; incidentals, office supplies, and postage, \$1,200; printing, \$500;



transportation, \$700; contingent fund, \$1,500; emergency fund for protection of interests of the state, \$60,000; state house messenger, \$1,200.

For secretary of state department \$23,700 as follows: salary of secretary, \$4,000; salary of deputy, \$2,700; clerical expenses, \$5,750; incidentals, \$2,450; printing report, \$800; printing blanks, \$900; express and postage, \$900; copying ancient records, \$3,000; direct primary, \$1,200; presidential primary, \$2,000.

For treasury department, \$20,775 as follows: salary of treasurer, \$4,000; salary of deputy, \$2,700; clerical expenses, \$10,025; incidentals, \$2,400; printing blanks, \$850; printing report, \$800.

For insurance department, \$19,075 as follows: salary of commissioner, \$5,000; salary of deputy, \$1,800; clerical expenses, \$5,075; incidentals, \$2,500; printing report, \$1,000; printing blanks, \$1,000; blue sky law, salary of examiner, \$1,200; miscellaneous, \$1,500.

Budget system and financial control, \$11,950 as follows: salary of comptroller, \$5,000; salary of assistant-comptroller, \$2,700; clerical expenses, \$3,250; printing and office supplies, \$250; travelling expenses, \$750.

For public service commission, \$69,575 as follows: salaries of commissioners, \$15,000; experts, clerks and assistants, \$34,175; expenses of commissioners, \$1,500; incidentals and printing, \$10,900; lights and buoys and boat inspection, \$6,000; regulation of aviation, \$2,000.

For tax commission, \$29,750 as follows: salaries of commissioners, \$10,000; expenses of commissioners, \$2,900; clerical expenses, \$2,850; incidentals and printing, \$8,000; printing report, \$1,000; municipal accounting, \$5,000.

For purchasing agent's department, \$14,950 as follows: salary of purchasing agent, \$4,000; clerical expense, \$9,100; expenses of purchasing agent, \$350; incidentals, \$1,500.

For attorney-general's department, \$25,750 as follows: salary of attorney-general, \$4,000; salary of assistant attorney-general, \$4,000; clerical expenses of attorney-general, \$3,250; clerical expenses of assistant attorney-general,



\$6,500; incidentals, \$1,000; printing blanks, \$500; traveling expenses, \$1,500; copies of wills and records, \$3,000; legacy tax and other litigation, \$1,000; supplies, \$1,000.

For enforcement prohibitory law, \$19,250 as follows: salary of commissioner, \$3,250; expenses of commissioner, \$1,000; salary of state liquor agent, \$2,400; salaries of deputies and agents, \$5,500; expenses of deputies and agents, \$5,000; clerical expense, \$1,400; incidentals, \$500; printing blanks, \$200.

For supreme court, \$47,250 as follows: salaries of justices, \$35,000; salary of clerk, \$500; salary of messenger, \$250; salary of state reporter, \$1,800; salary of stenographer for state reporter, \$600; incidentals, including expenses of justices, printing docket, transportation of state reporter, \$4,000; examination of law students, \$600; publication of law reports, \$3,000; enlargement of vault in clerk's office, \$1,500.

For superior court, \$53,250 as follows: salaries of justices, \$42,000; expenses of justices, \$8,000; transportation, \$2,500; incidentals, \$750.

For probate court, \$17,600; salaries of judges, Rockingham county, \$2,000; Strafford county, \$1,800; Belknap county, \$1,500; Carroll county, \$1,500; Merrimack county, \$2,000; Hillsborough county, \$2,500; Cheshire county, \$1,500; Sullivan county, \$1,500; Grafton county, \$1,800; Coos county, \$1,500.

For salaries of probate registers and deputies, \$20,300 as follows: Rockingham county, register, \$2,000; Rockingham county, deputy, \$1,000; Strafford county, register, \$1,800; Belknap county, register, \$1,500; Carroll county, register, \$1,500; Merrimack county, register, \$2,000; Merrimack county, deputy, \$1,200; Hillsborough county, register, \$2,000; Hillsborough county, deputy, \$800; Cheshire county, register, \$1,500; Sullivan county, register, \$1,500; Grafton county, register, \$2,000; Coos county, register, \$1,500.

For legislature expense, \$15,000.

For the state board of education, \$500,000 and, in addi-

tion, the sums paid into the state treasury as the literary fund, the forest reserve tax, the per capita tax and the tax on unorganized and other places. Of this appropriation, a sum not to exceed \$350,000 is to be expended for equalized state aid, and any balance unexpended at the end of the fiscal year shall not lapse but shall be used for further equalization purposes. The state board of education shall also receive for disbursement the income of the normal school dormitories and practice schools and the sums paid by school districts for the salaries of superintendents under Public Laws, chapter 117, section 40. In this department any balance, excepting the equalization fund, which may be unexpended in any fiscal year, including the year ending June 30, 1931, shall be placed in a special fund available for use for maintenance purposes the following year by and with the consent of the governor and council. Vocational rehabilitation, \$5,000.

For board of public welfare, \$191,075 as follows: salary of secretary, \$2,750; clerical expense, \$3,200; incidentals, \$1,000; printing blanks, \$175; traveling expenses, \$1,500; aid tubercular patients, \$80,000; child welfare work, \$7,600; register of the blind, \$18,000; deaf, dumb and blind, \$25,000; aid crippled and tuberculous children, \$3,000; John Nesmith fund, income, \$3,700; mothers' aid, \$45,000; and in addition any surplus left from the funds provided for in chapter 1, Laws of 1931, may be used for additional mothers' aid; Granite State Deaf Mute Mission, \$150.

For bureau of labor, \$6,900 as follows: salary of commissioner, \$3,000; clerical expenses, \$1,700; incidentals and travel, \$1,700; printing blanks, \$300; expenses of arbitration, \$200.

For factory inspection, \$10,300 as follows: salaries of inspectors, \$6,200; clerical expenses, \$800; incidentals and travel, \$3,000; printing blanks, \$300.

For free employment, \$3,800 as follows: assistants, \$1,500; clerical expenses, \$1,500; incidentals and travel, \$750; printing blanks, \$50.

For department of weights and measure, \$15,850 as

follows: salary of commissioner, \$3,000; salaries of inspectors, \$6,000; traveling expenses, \$4,500; incidentals, \$7.00; clerical expenses, \$1,450; printing blanks, \$200.

For department of agriculture, \$157,350 as follows: salary of commissioner, \$3,500; salary of deputy, \$2,750; clerical expense, \$3,100; advisory board, \$300; incidentals \$500; institutes and public meetings, \$1,500; feeding stuffs inspection, \$4,000; fertilizer inspection, \$2,000; nursery inspection, \$750; seed inspection, \$1,000; insecticides and fungicides, \$200; licensing milk dealers, \$500; printing blanks, bulletins and circulars, \$1,000; diseases of animals, \$100,000; moth suppression, \$12,500; apple grading law, \$1,000; bureau of markets, \$12,500; Granite State Dairy-men's Association, \$1,000; New Hampshire Horticultural Society, \$2,000; New Hampshire Sheep Breeders Association, \$500; apiary law, \$250; dairy inspection, \$3,500; aid for agricultural fairs, \$3,000.

For board of health, \$51,950 as follows: salary of secretary \$4,000; clerical expense, \$1,800; incidentals, \$650; printing blanks, \$500; control venereal diseases, \$6,000; tuberculosis dispensaries, \$3,000; purchase of antitoxin, \$3,500; medico-legal examinations, \$500; sanitary inspection, \$8,000; care of maternity and infancy, \$21,500; engineer, \$2,500.

For laboratory of hygiene, \$19,100 as follows: salaries of two bacteriologists, \$6,500; salary of pathologist, \$600; clerical expense, \$3,000; incidentals, \$3,000; printing blanks and bulletins, \$2,000; salary, chief, division chemistry and sanitation, \$4,000.

For department of vital statistics, \$3,800 as follows: clerical expense, \$3,100; incidentals, \$200; printing blanks, \$500.

For adjutant-general's department, \$82,575 as follows: salary of adjutant-general, \$4,000; clerical expense, \$4,125; incidentals, \$1,000; printing blanks, \$500; officers' uniforms, \$1,950; rifle ranges, \$1,500; state armories, \$19,500; national guard, \$50,000.

For forestry department, \$76,525 as follows: salary of forester, \$3,500; field assistants, \$2,500; clerical expense,

\$5,825; traveling expenses, \$1,000; incidentals, \$1,500; printing blanks, \$1,200; district chiefs, \$7,500; lookout stations, \$10,000; conferences, \$1,000; prevention of fires, \$3,000; nursery, \$10,500; forest fire bills to towns, \$5,000; reforestation, \$3,500; white pine blister rust, \$17,500; forest fire equipment, \$1,000; maintenance of public land, \$2,000.

For bounties, \$5,000 as follows: hedgehogs, \$5,000.

For G. A. R. department, \$4,350 as follows: salary, \$500; clerical expenses, \$25; incidentals, \$25; printing blanks, \$300; burial of soldiers and sailors, \$3,500.

For pharmacy commission, \$2,210 as follows: salaries, \$750; clerical expense, \$300; incidentals, \$600; printing report, \$60; printing blanks, \$100; salary of inspector, \$400.

For state dental board, \$500 as follows: salaries and expenses, \$500.

For board of optometry, \$350 as follows: compensation, \$350.

For board of chiropractors, \$600 as follows: compensation and expenses, \$600.

For registration of veterinary surgeons, \$150 as follows: compensation and expenses, \$150.

For state house department, \$44,055 as follows: salaries and pay roll, \$15,300; fuel, \$6,500; light and power, \$5,000; water, \$425; telephone operator and switchboard, \$2,530; rent of offices, Patriot Building, \$11,000; extra labor, \$1,500; miscellaneous, \$1,800.

For state library, \$19,650 as follows: salaries, \$9,000; maintenance, \$4,000; books, periodicals and binding, \$5,000; expenses of trustees, \$150; incidentals, \$1,500.

For public library commission, \$11,100 as follows: salary of secretary, \$2,000; salary of assistant, \$1,800; clerical expense, \$1,200; incidentals, \$500; printing report, \$50; printing bulletin, \$350; traveling libraries, \$1,000; traveling libraries assistant, \$900; shipping clerk, \$200; institutes, \$500; field work, \$1,600; state aid, \$1,000.

For Soldiers' Home, \$30,000 as follows: maintenance, \$12,000; incidentals, \$12,775; printing report, \$225; emergency maintenance, \$5,000.

For development commission, \$40,000 as follows: salaries and expenses, \$40,000, and also an additional \$40,000 to be appropriated from the motor vehicle registration fees, to be available on the passage of this act.

For University of New Hampshire, \$661,443.44 as follows: maintenance, \$625,443.44, extension work (Smith-Lever Act), \$36,000.

For State Hospital, \$649,792 as follows: maintenance, \$649,792.

For Industrial School, \$105,000 as follows: maintenance, \$95,000; motor equipment, \$5,000; special repairs, \$5,000.

For State Prison, \$96,000 as follows: maintenance, \$85,225; clerical expense, \$1,450; incidentals, \$5,000; printing report, \$175; printing blanks, \$150; parole officer, \$4,000.

For Laconia State School, \$190,000 as follows: maintenance, \$190,000.

For state sanatorium, \$88,000 as follows: maintenance, \$88,000.

For interest charges, \$45,301.48 as follows: teachers' institutes, \$2,388.93; Benjamin Thompson fund, \$31,887.27; Agricultural College fund, \$4,800; Hamilton Smith fund, \$400; Kimball legacy, \$270.14; Fiske legacy, \$1,055.14; temporary loan, \$4,500.

For miscellaneous, \$7,800 as follows: military organizations, \$300; Firemen's Relief Fund, \$4,000; Prisoners' Aid Association, \$400; Old Home Week Association, \$500; Franklin Pierce and Daniel Webster homesteads, \$750; New Hampshire Historical Society, \$500; repairs at Daniel Webster Birthplace, \$750; American Legion, \$300; veterans committal allowance, \$300.

Amendment adopted.

Senator Barry called for the second special order it being the substitution of the report of the minority for that of the majority on,

House Bill No. 365, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1933, having considered the same, reported the same ought to pass as amended except the following



amendment: "Further amend by adding in the 168th line after the figure \$40,000, the following: and also an additional \$40,000 to be appropriated from the motor vehicle registration fees" and upon said amendment reports inexpedient to legislate.

WILLIAM H. BARRY.

*For a minority of the committee.*

House Bill No. 365, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1933, having considered the same, reported the same ought to pass with amendment.

CHARLES H. BRACKETT,

HAROLD H. HART,

DANA A. EMERY,

JAMES H. GERLACH.

*For a majority of the committee.*

The question being stated,

Shall the report of the minority be substituted for that of the majority?

Senator Barry demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Colbath, Carroll, Robinson, Blake, Barry, Lee, Sheehan, Martel, Fernald of District No. 22 and Little.

The following named Senators voted in the negative: Senators Hart, Ferguson, Gerlach, Appleton, George, Emery, Hubbard, Fernald of District No. 21 and Brackett.

Eleven Senators having voted in the affirmative and nine Senators having voted in the negative, the affirmative prevailed, the motion to substitute was adopted and the report of the minority of the committee accepted.

House Bill No. 365, amend section 1 of the bill by striking out in the 11th line, after the word "state" the figures "\$27,000," and inserting in place thereof the figures "\$28,550," and by striking out in the 12th line, after the words "clerical expenses" the figures "\$5,250," and inserting in place thereof the figures "\$5,950," and in the 13th



line, after the word "report" the figures "\$500" and inserting the figures "\$800," and in the same line by striking out after the words "express and postage" the figures "\$650" and substituting the figures "\$900," and in the same line, after the words "printing blanks" the figures "\$400" and substituting the figures "\$700."

Further amend by striking out in the 16th line, after the word "department" the figures "\$19,300" and substituting the figures "\$21,025," and in the 17th line by striking out, after the word "expenses" the figures "\$8,700" and substituting the figures "\$10,175," and in the 18th line after the word "blanks" the figures "\$700" and substituting the figures "\$850," and in the same line by striking out, after the word "report" the figures "\$700" and substituting the figures "\$800."

Further amend by striking out in the 20th line, after the word "department" the figures "\$18,775" and substituting the figures "\$19,275," and by striking out in the 23rd line, after the word "miscellaneous" the figures "\$1,000" and substituting the figures "\$1,500."

Further amend by striking out the following paragraph: "For state auditing accountant, \$10,000 as follows: salary of auditing accountant, \$3,000; salary of assistant auditing accountant, \$2,700; clerical expenses, \$3,300; printing and office supplies, \$250; traveling expenses, \$750," and substituting therefor the following: "Budget system and financial control, \$11,950 as follows: salary of comptroller, \$5,000; salary of assistant-comptroller, \$2,700; clerical expenses, \$3,250; printing and office supplies, \$250; traveling expenses, \$750."

Further amend by striking out in the 37th line, after the word "commission" the figures "\$28,850" and substituting the figures "\$29,750," and by striking out in the 38th line, after the word "commissioners" the figures "\$2,000" and substituting the figures "\$2,900."

Further amend by striking out in the 43rd line, after the word "department" the figures "\$26,150" and substituting the figures "\$26,350," and by striking out in the 47th line,

after the word "expenses" the figures "\$1,300" and substituting the figures "\$1,500."

Further amend by striking out in the 75th line, after the word "education," the figures "\$495,000" and substituting the figures "\$500,000"; and by adding in the 88th line, after the word "council" the words: "vocational rehabilitation, \$5,000."

Further amend by striking out in the 89th line, after the word "welfare" the figures "\$190,675" and substituting the figures "\$192,125," and by striking out in the 90th line, after the word "expense" the figures "\$2,600" and substituting the figures "\$3,600" and by striking out in the same line, after the word "incidentals" the figures "\$700" and substituting the figures "\$1,000," and by striking out in the 91st line, after the word "report" the figures "\$500" and substituting the figures "\$650," and by adding in the 95th line, after the figures "\$45,000," the following: "and in addition any surplus left from the funds provided for in chapter 1, Laws of 1931, may be used for additional mothers' aid."

Further amend by striking out in the 99th line, after the word "inspection" the figures "\$9,800" and substituting the figures "\$10,300," and by striking out in the 100th line, after the word "expenses" the figures "\$300" and substituting the figures "\$800."

Further amend by striking out in the 118th line, after the word "health," the figures "\$52,450" and substituting the figures "\$53,450," and by striking out in the 121st line, after the word "antitoxin," the figures "\$3,000" and substituting the figures "\$3,500," and by striking out in the 122nd line, after the word "infancy" the figures "\$21,000" and substituting the figures "\$21,500."

Further amend by striking out in the 124th line, after the word "hygiene" the figures "\$18,100" and substituting the figures "\$19,100," and by striking out in the 125th line, after the word "bacteriologists" the figures "\$6,000" and substituting the figures "\$6,500," and by striking out in the .

126th line, after the word "incidentals" the figures "\$2,500" and substituting the figures "\$3,000."

Further amend by striking out in the 149th line, after the word "board" the figures "\$400" and substituting the figures "\$500," and by striking out in the same line, after the word "expenses" the figures "\$400" and substituting the figures "\$500."

Further amend by striking out in the 153rd line, after the word "department" the figures "\$42,555" and substituting the figures "\$44,055," and by striking out in the 155th line, after the word "building" the figures "\$9,500" and substituting the figures "\$11,000."

Further amend by adding in the 168th line, after the figures "\$40,000," the following: "and also an additional \$40,000 to be appropriated from the motor vehicle registration fees."

Further amend by striking out in the 184th line, after the word "miscellaneous" the figures "\$7,800" and substituting the figures "\$8,300," and by striking out in the 187th line, after the word "homesteads," the figures "\$750" and substituting the figures "\$1,250," and the words, "of which \$500 is to be used to celebrate the 150th anniversary of the birth of Daniel Webster at the Daniel Webster Homestead, Franklin, N. H.," so that said section as amended shall read:

1. *Appropriations.* The sums hereinafter mentioned are appropriated to be paid out of the treasury of the state for the purposes specified for the fiscal year ending June 30, 1933, to wit: for the executive department, \$85,350 as follows: salary of governor, \$5,000; salary of governor's secretary, \$3,000; clerical expense, \$4,850; traveling expenses, governor's secretary, \$200; traveling expenses, governor's stenographer, \$200; council, per diem and expenses, \$7,000; incidentals, office supplies and postage, \$1,200; printing, \$500; transportation, \$700; contingent fund, \$1,500; state house messenger, \$1,200; emergency fund for protection of interests of the state, \$60,000.

For secretary of state, \$28,550 as follows: salary of secretary, \$4,000; salary of deputy, \$2,700; clerical expenses,

\$5,950; incidentals, \$2,000; printing report, \$800; printing blanks, \$700; express and postage, \$900; copying ancient records, \$3,000; Australian ballot, \$4,000; direct primary, \$4,500.

For treasury department, \$21,025 as follows: salary of treasurer, \$4,000; salary of deputy, \$2,700; clerical expenses, \$10,175; incidentals, \$2,000; printing blanks, \$850; printing report, \$800; treasurer's and deputy's bonds, \$500.

For insurance department, \$19,275 as follows: salary of commissioner, \$5,000; salary of deputy, \$1,800; clerical expenses, \$5,275; incidentals, \$2,500; printing report, \$1,000; printing blanks, \$1,000; Blue Sky Law, salary of examiner, \$1,200; miscellaneous, \$1,500.

For bank commission, \$28,000 as follows: salary of commissioner, \$5,000; salary of deputy, \$3,000; salaries of examiners, \$5,500; salaries of accountants, \$4,000; clerical expenses, \$3,200; incidentals, \$1,000; printing report, \$1,500, printing blanks, \$500; expenses of commissioner, deputy, examiners and accountants, \$4,300.

Budget system and financial control, \$11,950 as follows: salary of comptroller, \$5,000; salary of assistant-comptroller, \$2,700; clerical expenses, \$3,250; printing and office supplies, \$250; traveling expenses, \$750.

For public service commission, \$66,975 as follows: salaries of commissioners, \$15,000; experts, clerks and assistants, \$35,075; expenses of commissioners, \$1,500; incidentals and printing, \$7,400; lights and buoys and boat inspection, \$6,000; regulation of aviation, \$2,000.

For tax commission, \$29,750 as follows: salaries of commissioners, \$10,000; expenses of commissioners, \$2,900; clerical expenses, \$2,850; incidentals and printing, \$8,000; printing report, \$1,000; municipal accounting, \$5,000.

For purchasing agent's department, \$15,350 as follows: salary of purchasing agent, \$4,000; clerical expense, \$9,300; expenses of purchasing agent, \$350; incidentals, \$1,500; printing report, \$200.

For attorney-general's department, \$26,350 as follows: salary of attorney-general, \$4,000; salary of assistant at-

torney-general, \$4,000; clerical expenses of attorney-general, \$3,250; clerical expenses of assistant attorney-general, \$6,500; incidentals, \$1,000; printing report, \$600; printing blanks, \$500; traveling expenses, \$1,500; copies of wills and records, \$3,000; legacy tax and other litigation, \$1,000; supplies, \$1,000.

For enforcement of prohibitory law, \$19,250 as follows: salary of commissioner, \$3,250; expenses of commissioner, \$1,000; salary of state liquor agent, \$2,400; salaries of deputies and agents, \$5,500; expenses of deputies and agents, \$5,000; clerical expense, \$1,400; incidentals, \$500; printing blanks, \$200.

For supreme court, \$45,750 as follows: salaries of justices, \$35,000; salary of clerk, \$500; salary of messenger, \$250; salary of state reporter, \$1,800; salary of stenographer for state reporter, \$600; incidentals, including expenses of justices, printing docket, transportation of state reporter, \$4,000; examination of law students, \$600; publication of law reports, \$3,000.

For superior court, \$53,250 as follows: salaries of justices, \$42,000; expenses of justices, \$8,000; transportation, \$2,500; incidentals, \$750.

For probate court, \$17,600 as follows: salaries of judges, Rockingham county, \$2,000; Strafford county, \$1,800; Belknap county, \$1,500; Carroll county, \$1,500; Merrimack county, \$2,000; Hillsborough county, \$2,500; Cheshire county, \$1,500; Sullivan county, \$1,500; Grafton county, \$1,800; Coos county, \$1,500.

For salaries of probate registers and deputies, \$20,300 as follows: Rockingham county, register, \$2,000; Rockingham county, deputy, \$1,000; Strafford county, register, \$1,800; Belknap county, register, \$1,500; Carroll county, register, \$1,500; Merrimack county, register, \$2,000; Merrimack county, deputy, \$1,200; Hillsborough county, register, \$2,000; Hillsborough county, deputy, \$800; Cheshire county, register, \$1,500; Sullivan county, register, \$1,500; Grafton county, register, \$2,000; Coos county, register, \$1,500.



For legislature expense, \$175,000.

For state board of education, \$500,000 and, in addition, the sums paid into the state treasury as the literary fund, the forest reserve tax, the per capita tax and the tax on unorganized and other places. Of this appropriation, a sum not to exceed \$350,000 is to be expended for equalized state aid, and any balance unexpended at the end of the fiscal year shall not lapse but shall be used for further equalization purposes. The state board of education shall also receive for disbursement the income of the normal school dormitories and practice schools and the sums paid by school districts for the salaries of superintendents under Public Laws, chapter 117, section 40. In this department any balance, excepting the equalization fund, which may be unexpended in any fiscal year, including the year ending June 30, 1931, shall be placed in a special fund available for use for maintenance purposes the following year by and with the consent of the governor and council. Vocational rehabilitation, \$5,000.

For board of public welfare, \$192,125 as follows: salary of secretary, \$2,750; clerical expense, \$3,600; incidentals, \$1,000; printing blanks, \$175; printing report, \$650; traveling expenses, \$1,500; aid tubercular patients, \$80,000; child welfare work, \$7,600; register of the blind, \$18,000; deaf, dumb and blind, \$25,000; aid crippled and tuberculous children, \$3,000; John Nesmith fund, income, \$3,700; mothers' aid, \$45,000; and in addition any surplus left from the funds provided for in chapter 1, Laws of 1931, may be used for additional mothers' aid; Granite State Deaf Mute Mission, \$150.

For bureau of labor, \$7,400 as follows: salary of commissioner, \$3,000; clerical expense, \$1,700; incidentals and travel, \$1,700; printing report, \$500; printing blanks, \$300; expenses of arbitration, \$200.

For factory inspection, \$10,300 as follows: salaries of inspectors, \$6,200; clerical expenses, \$800; incidentals and travel, \$3,000; printing blanks, \$300.

For free employment, \$3,800 as follows: assistants, \$1,500;



clerical expenses, \$1,500; incidentals and travel, \$750; printing blanks, \$50.

For department of weights and measures as follows: \$16,075; salary of commissioner, \$3,000; salaries of inspectors, \$6,000; traveling expenses, \$4,500; incidentals, \$700; clerical expenses, \$1,450; printing report, \$225; printing blanks, \$200.

For department of agriculture, \$158,350; salary of commissioner, \$3,500; salary of deputy, \$2,750; clerical expense, \$3,100; advisory board, \$300; incidentals, \$500; institutes and public meetings, \$1,500; feeding stuffs inspection, \$4,000; fertilizer inspection, \$2,000; nursery inspection, \$750; seed inspection, \$1,000; insecticides and fungicides, \$200; licensing milk dealers, \$500; printing reports, \$1,000; printing blanks, bulletins and circulars, \$1,000; diseases of animals, \$100,000; moth suppression, \$1,500; apple grading law, \$1,000; bureau of markets, \$12,500; Granite State Dairymen's Association, \$1,000; New Hampshire Horticultural Society, \$2,000; New Hampshire Sheep Breeders Association, \$500; apiary law, \$250; dairy inspection, \$3,500; aid for agricultural fairs, \$3,000.

For board of health, \$53,450 as follows: salary of secretary, \$4,000; clerical expense, \$1,800; incidentals, \$650; printing report, \$1,500; printing blanks, \$500; control venereal diseases, \$6,000; tuberculosis dispensaries, \$3,000; purchase of antitoxin, \$3,500; medico-legal examinations, \$500; sanitary inspection, \$8,000; care of maternity and infancy, \$21,500; engineer, \$2,500.

For laboratory of hygiene, \$19,100 as follows: salaries of two bacteriologists, \$6,500; salary of pathologist, \$600; clerical expense, \$3,000; incidentals, \$3,000; printing blanks and bulletins, \$2,000; salary, chief division chemistry and sanitation, \$4,000.

For department of vital statistics, \$5,800 as follows: clerical expense, \$3,100; incidentals, \$200; printing blanks, \$500; printing report, \$2,000.

For adjutant-general's department, \$82,725 as follows: salary of adjutant-general, \$4,000; clerical expense, \$4,275;

incidentals, \$1,000; printing blanks, \$500; officers' uniforms, \$1,950; rifle ranges, \$1,500; state armories, \$19,500; national guard, \$50,000.

For forestry department, \$77,250 as follows: salary of forester, \$3,500; field assistants, \$2,500; clerical expense, \$6,050; traveling expenses, \$1,000; incidentals, \$1,500; printing report, \$500; printing blanks, \$1,200; district chiefs, \$7,500; lookout stations, \$10,000; conferences, \$1,000; prevention of fires, \$3,000; nursery, \$10,500; forest fire bills to towns, \$5,000; reforestation, \$3,500; white pine blister rust, \$17,500; forest fire equipment, \$1,000; maintenance of public land, \$2,000.

For bounties, \$5,000 as follows: hedgehogs, \$5,000.

For G. A. R. department, \$4,350 as follows: salary, \$500; clerical expenses, \$25; incidentals, \$25; printing blanks, \$300; burial of soldiers and sailors, \$3,500.

For pharmacy commission, \$2,210 as follows: salaries, \$750; clerical expense, \$300; incidentals, \$600; printing report, \$60; printing blanks, \$100; salary of inspector, \$400.

For state dental board, \$500 as follows: salaries and expenses, \$500.

For board of optometry, \$350 as follows: compensation, \$350.

For board of chiropractors, \$450 as follows: compensation and expenses, \$450.

For registration of veterinary surgeons, \$150 as follows: compensation and expenses, \$150.

For state house department, \$44,055 as follows: salaries and pay-roll, \$15,300; fuel, \$6,500; light and power, \$5,000; water, \$425; telephone operator and switchboard, \$2,530; rent of offices, Patriot Building, \$11,000; extra labor, \$1,500; miscellaneous, \$1,800.

For state library, \$19,650 as follows: salaries \$9,000; maintenance, \$4,000; books, periodicals and binding, \$5,000; expenses of trustees, \$150; incidentals, \$1,500.

For public library commission, \$11,100 as follows: salary of secretary, \$2,000; salary of assistant, \$1,800; clerical expense, \$1,200; incidentals, \$500; printing report, \$150;

printing bulletin, \$350; traveling libraries, \$1,200; traveling libraries assistant, \$1,000; shipping clerk, \$200; institutes, \$500; field work, \$1,200; state aid, \$1,000.

For Soldiers' Home, \$30,000 as follows: maintenance, \$12,000; incidentals, \$13,000; emergency maintenance appropriation, \$5,000.

For development commission, \$40,000 as follows: salaries and expenses, \$40,000.

For University of New Hampshire, \$661,443.44 as follows: maintenance, \$625,443.44; extension work (Smith-Lever Act), \$36,000.

For State Hospital, \$662,714 as follows: maintenance, \$662,714.

For Industrial School, \$100,000 as follows: maintenance, \$95,000; special repairs, \$5,000.

For State Prison, \$96,000 as follows: maintenance, \$85,225; clerical expense, \$1,450; incidentals, \$5,000; printing report, \$175; printing blanks, \$150; parole officer, \$4,000.

For Laconia State School, \$190,000 as follows: maintenance, \$190,000.

For state sanatorium, \$88,300 as follows: maintenance, \$88,000; printing report, \$300.

For interest charges, \$45,301.48 as follows: teachers' institutes, \$2,388.93; Benjamin Thompson fund, \$31,887.27; Agricultural College fund, \$4,800; Hamilton Smith fund, \$400; Kimball legacy, \$270.14; Fiske legacy, \$1,055.14; temporary loan, \$4,500.

For miscellaneous, \$8,300 as follows: military organizations, \$300; Firemen's Relief Fund, \$4,000; Prisoners' Aid Association, \$400; Old Home Week Association, \$500; Franklin Pierce and Daniel Webster homesteads, \$1,250, of which \$500 to be used to celebrate the 150th anniversary of the birth of Daniel Webster at the Daniel Webster Homestead, Franklin, N. H.; New Hampshire Historical Society, \$500; repairs at Daniel Webster birthplace, \$750; American Legion, \$300; veterans' commital allowance, \$300.

Amendment adopted.

(Recess)

Senator Brackett offered the following amendment to House Bill No. 364, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1932.

Amend the bill by striking out the paragraph relating to appropriations for the bank commission and substituting the following:

For bank commission, \$34,000 as follows: salary of commissioner, \$5,000; salary of deputy, \$3,000; salaries of examiners, \$8,250; salaries of accountants, \$5,400; clerical expenses, \$3,200; incidentals, \$1,000; printing report, \$1,850; printing blanks, \$500; expenses of commissioner, deputy, examiners and accountants, \$5,800.

On a *viva voce* vote the amendment was adopted and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator Brackett offered the following amendment to House Bill No. 365, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1933.

Amend the bill by striking out the paragraph relating to appropriations for the bank commission and substituting the following:

For bank commission, \$34,000 as follows: salary of commissioner, \$5,000; salary of deputy, \$3,000; salaries of examiners, \$8,250; salaries of accountants, \$5,400; clerical expenses, \$3,200; incidentals, \$1,000; printing report, \$1,850; printing blanks, \$500; expenses of commissioner, deputy, examiners and accountants, \$5,800.

On a *viva voce* vote the amendment was adopted and the bill as amended was ordered to a third reading this afternoon at two o'clock.

On motion of Senator Fernald of District No. 21, the rules were suspended and the foregoing entitled bills were read a third time and passed and sent to the House of Representatives for concurrence in Senate amendments.

The following message was received from the House of Representatives by its Clerk.

## HOUSE MESSAGE

*Mr. President:—*

The House of Representatives has concurred with the Senate in the passage of its amendment to the following joint resolution.

House Joint Resolution No. 129, Joint resolution in favor of Guy S. Neal and others.

The message further stated that the House of Representatives had concurred with the Honorable Senate in the passage of the following entitled bill with amendments, in the passage of which amendments the House asked the concurrence of the Honorable Senate:

Senate Bill No. 94, An act to prohibit stocking.

Amend section 1 by inserting after the word "live" where it occurs the first time in line 5 the word "game"; further amend said section by inserting before the word "No" in line 4 the following: "18. *Prohibited Stocking*," so that said section as amended shall read as follows: 18. *Prohibited Stocking*. No person shall bring or cause to bring into the state any live game bird or any live game animal or fur bearer unless he first obtains a permit from the commissioner of the Department of Fisheries and Game or shall any person liberate any bird or animal other than birds used as decoys at the time of such liberation, nor shall any person introduce in the public waters of the state any fish or the eggs or fry thereof except in accordance with the provisions of an outstanding permit issued to him. The commissioner may in his discretion issue such a permit and may include therein reasonable conditions as to importation, stocking of such birds, animals or fish. Any such bird or animal which is brought into the state for liberation under authority of a permit granted hereunder and is found upon inspection to be diseased may be confiscated by any officer empowered to enforce this chapter and shall be forfeited as the commissioner shall deem best. Any person or persons attempting to stock or introduce any fish in any waters without such permit shall be subject to a fine as prescribed for violation of this section.



On motion of Senator George, the Senate concurred with the House of Representatives in the passage of the foregoing amendment.

The message further stated that the House of Representatives had adopted the amendment proposed by the Honorable Senate to

House Bill No. 261, An act relating to the regulation of small loans; with the following amendment in adoption of which it asked the concurrence of the Honorable Senate:

Amend section 3 by striking out the words "July 1, 1932" and inserting in place thereof the words, "January 1, 1932."

Senator Fernald of District No. 21 moved that the Senate concur with the House of Representatives in the passage of the foregoing amendment.

(Discussion ensued)

Senator Carroll demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Ryan, Carroll, Barry, George, Lee, Sheehan, Martel, Hubbard, Fernald of District No. 21, Little and Brackett.

The following named Senators voted in the negative: Senators Colbath, Hart, Ferguson, Gerlach, Robinson, Farmer, Appleton, Blake, and Emery.

Eleven Senators having voted in the affirmative and nine Senators having voted in the negative, the affirmative prevailed and the Senate concurred with the House of Representatives in its amendment.

#### COMMITTEE REPORT

The Committee of Conference to whom was referred:

House Bill No. 181, An act relating to the registration of motor vehicles, having considered the same, reported the same with the recommendation that the Senate recede from its amendment adding section 4 to said bill, and further recommend that section 2 of said bill be amended as follows:



Amend section 2 of House Bill No. 181 by inserting after the word "Weight," as the same appears, the words, "Damage to Bridges," and by adding at the end thereof the following:

The owner and the operator of any vehicle of four wheels or less, equipped with pneumatic tires, whose gross weight including load is more than twenty thousand pounds or of any vehicle of six wheels on three axles, equipped with pneumatic tires as provided herein, whose gross weight including load is more than twenty-six thousand pounds, shall, if such vehicle is operated upon a Class III, IV, V, or VI Highway, be absolutely liable for any injury or damage caused to any bridge on such highway to the town, city or other agency maintaining the same; so that as amended said section shall read:

2. *Weight, Damage to Bridges.* Amend section 22 of chapter 103 of the Public Laws by striking out the whole of said section and substituting therefor the following:

22. *Weight, Damage to Bridges.* No vehicle of four wheels or less, equipped with pneumatic tires, whose gross weight including load is more than twenty-six thousand pounds, no vehicle of six wheels on three axles and equipped with pneumatic tires and having no two adjacent axles nearer than forty-two inches from center to center whose gross weight including load is more than thirty thousand pounds, and no vehicle equipped with pneumatic tires having a greater weight than eighteen thousand pounds on any one axle, shall be operated on the highways of this state; and no vehicle equipped with hard rubber or other hard tires, of four wheels or less, whose gross weight including load is more than twenty thousand pounds and having a greater weight than fifteen thousand pounds on one axle and having a load of over seven hundred and fifty pounds per inch width of tire concentrated on the surface of the highway (said width in the case of rubber tires to be measured between the flanges of the rim) shall be operated on the highways of this state; provided that this shall not prohibit the use of road rollers used in the construction or maintenance of highways.

The owner and the operator of any vehicle of four wheels or less, equipped with pneumatic tires, whose gross weight including load is more than twenty thousand pounds or of any vehicle of six wheels on three axles, equipped with pneumatic tires as provided herein, whose gross weight including load is more than twenty-six thousand pounds, shall, if such vehicle is operated upon a Class III, IV, V, or VI Highway, be absolutely liable for any injury or damage caused to any bridge on such highway to the town, city, or other agency maintaining the same.

JOHN A. EDGERLY,  
JAMES H. GERLACH.

*For the Committee of Conference.*

On a *viva voce* vote the Senate adopted the report of the Committee of Conference.

(Recess)

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:—*

The House of Representatives has concurred with the Senate in the passage of its amendment to the following bills with amendment, in which amendment the House asks the concurrence of the Honorable Senate.

House Bill No. 364, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1932.

Amend the paragraph entitled "Budget system and financial control" in both places where it occurs by striking out the words "salary of assistant comptroller, \$2,700; clerical expenses, \$3,250" and inserting in place thereof the words and figures "assistants and clerical expenses, \$5,950."

On motion of Senator Fernald of District No. 21, the Senate voted to concur with the House of Representatives in the adoption of the foregoing amendment.

House Bill No. 365, An act making appropriations for the

expenses of the State of New Hampshire for the year ending June 30, 1933.

Amend the paragraph entitled "Budget system and financial control" in both places where it occurs by striking out the words and figures "salary of assistant comptroller, \$2,700; clerical expenses, \$3,250" and inserting in place thereof the words and figures, "assistants and clerical expenses, \$5,950."

On motion of Senator Fernald of District No. 21, the Senate voted to concur with the House of Representatives in the adoption of the foregoing amendment.

The message further stated that the House of Representatives had refused to concur with the Senate in the passage of its amendment to the following bill.

The message further stated that the House of Representatives had refused to concur with the Senate in the passage of its amendment to the following bill.

House Bill No. 181, An act relative to the registration of motor vehicles.

On motion of Senator Hart the following concurrent resolution was taken from the table.

On motion of Senator Hart the following amendment was adopted.

Amend the resolution by striking out the words "five o'clock" in the seventh line and inserting in place thereof the words "seven o'clock," so that said resolution as amended shall read:

WHEREAS it appears that all necessary legislative work may be easily accomplished by Thursday, May 7, instant, therefore be it

*Resolved*, By the House of Representatives, the Senate concurring, that the present session of the legislature be brought to final adjournment on Thursday, May 7, instant, at seven o'clock in the afternoon, and be it further

*Resolved*, That all reports, bills and joint resolutions pending at that time in either branch of the legislature, with the exception of such as have been referred to the next session of the legislature, be indefinitely postponed.

(Recess)

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

*Mr. President:—*

The House of Representatives has concurred with the Senate in the passage of the following bill.

Senate Bill No. 104, An act relating to investigation by the insurance commissioner.

The message further stated that the House of Representatives has concurred with the Senate in the passage of the following concurrent resolution, Concurrent resolution regarding final adjournment.

(Recess)

On motion of Senator Fernald of District No. 21, the Senate adjourned.

AFTERNOON

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 3, An act providing for assistance to aged and dependent persons.

Senate Bill No. 94, An act to prohibit stocking.

Senate Bill No. 101, An act relating to conservators.

Senate Bill No. 104, An act relating to investigations by the insurance commissioner.

House Bill No. 261, An act relating to the regulation of small loans.

House Bill No. 364, An act making appropriation for the expenses of the state of New Hampshire for the year ending June 30, 1932.

House Bill No. 365, An act making appropriation for the expenses of the state of New Hampshire for the year ending June 30, 1933.

House Joint Resolution No. 123, Joint resolution in favor of Sibley Oil Company.

House Joint Resolution No. 127, Joint resolution for the investigation of county affairs.

House Joint Resolution No. 129, Joint resolution in favor of Guy S. Neal and others.

E. MAUDE FERGUSON,

*For the committee.*

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:—*

The House of Representatives has indefinitely postponed by concurrent resolution Senate Bill No. 37, An act establishing county commissioner districts in the county of Coos.

The message further stated that the House of Representatives had adopted the following concurrent resolution in the adoption of which it asks the concurrence of the Honorable Senate.

*Resolved*, By the House of Representatives, the Senate concurring, that a committee of ten be appointed to join with such committee as the Senate may designate to wait upon His Excellency the Governor and inform him that the Legislature has completed the business of the session and is ready to receive any communication he may be pleased to make.

On motion of Senator Fernald of District No. 21, the Senate concurred in the foregoing concurrent resolution sent up by the House of Representatives.

The president appointed as members of such committee on the part of the Senate Senators Brackett, Hart, Ryan, Ferguson, Fernald of District No. 21.

Senator Brackett for the joint select committee appointed to wait upon His Excellency the Governor, and inform him that the Legislature has completed the business of the session and is ready to receive any communication that he might be pleased to make reported that they had attended

to their duty and had been informed by His Excellency that he would in person make a communication to the Legislature.

His Excellency, John G. Winant, attended by the Honorable Council then appeared and made the following communication to the Senate.

*To the Senate:—*

The joint committee of the Senate and the House of Representatives having informed me that you have completed the business of the session and are ready to adjourn, I do by the authority vested in me as Governor hereby declare the General Court of New Hampshire adjourned to the last Wednesday in December, in the year of Our Lord, One Thousand Nine Hundred Thirty-Two.

JOHN G. WINANT,  
*Governor.*

And thereupon the President, in accordance with the proclamation of His Excellency the Governor and by virtue of the authority vested in, declared the Senate adjourned to the last Wednesday in December, in the year of Our Lord, One Thousand Nine Hundred and Thirty-Two.

BENJAMIN F. GREER,  
*Clerk.*

*A True Copy: Attest:*

BENJAMIN F. GREER,  
*Clerk.*





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JANUARY SESSION OF 1931

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of the  
HOUSE OF REPRESENTATIVES  
JANUARY SESSION OF 1931

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WEDNESDAY, JANUARY 7, 1931.

On the first Wednesday in January, in the year of our Lord, one thousand nine hundred and thirty-one, being the day designated by the constitution for the assembling of that body, the one hundred and twenty-second General Court of the State of New Hampshire convened at the Capital in the City of Concord, and the representatives-elect were called to order by Harrie M. Young, clerk of the House for the preceding session.

The Clerk proceeded to call the roll and 407 members answering to their names a quorum was declared present.

On motion of Mr. Henderson of Durham.

*Resolved*, That a committee of three be appointed by the clerk to wait upon His Excellency the Governor, and inform him that a quorum of the House is assembled and requests his attendance.

The clerk appointed Messrs. Henderson of Durham, Small of Rochester and Mrs. Howison of Milford as such committee.

His Excellency the Governor, having been informed that a quorum of the House was assembled, appeared, attended by the Honorable Council, and the following named ladies and gentlemen, having presented their credentials, were duly qualified by His Excellency as members of the House of Representatives by taking and subscribing to the oaths of office agreeably to the provisions of the constitution.



## ROCKINGHAM COUNTY.

Auburn . . . . .	John P. Griffin.
Brentwood . . . . .	Nellie G. Lake.
Candia . . . . .	Alvin W. Palmer.
Chester . . . . .	William N. Colby.
Danville . . . . .	Forrest A. Cheney.
Deerfield . . . . .	Henry P. Haynes.
Derry . . . . .	Loren Henry Bailey
	William M. Cole.
	George M. Currier.
	Howard G. Moody.
East Kingston . . . . .	Newell W. Beane.
Epping . . . . .	James R. Wright.
Exeter . . . . .	Frank M. Cilley.
	Arthur J. Conner.
	Albertus T. Dudley.
	Elmer G. Stevens.
Fremont . . . . .	Harold L. Jones.
Greenland . . . . .	Frank B. Moody.
Hampstead . . . . .	Frank W. Emerson.
Hampton . . . . .	Charles Francis Adams.
Kingston . . . . .	Ruth G. Bartlett.
Londonderry . . . . .	Wesley Adams.
Newcastle . . . . .	Harry S. Yeaton.
Newfields . . . . .	John E. Herlihy.
Newington . . . . .	Louis C. Beane.
Newmarket . . . . .	Louis P. Filion.
	Cyprien F. Grandmaison.
	Jonathan Walker.
Newton . . . . .	A. Ralph Estabrook.
North Hampton . . . . .	Arthur E. Seavey.
Northwood . . . . .	Fred C. Giles.
Nottingham . . . . .	Frederic R. Carmichael.
Plaistow . . . . .	Arthur Prescott.
Portsmouth—	
Ward 1 . . . . .	Ernest E. Fredrickson.
	Charles E. Hodgdon.
	Joseph Philbrick.

Ward 2 . . . .	William A. Hodgdon*
	Richard G. Pray.
	Harold M. Smith.
	John H. Yeaton.
Ward 3 . . . .	William Cogan.
	James R. McNeil
Ward 4 . . . .	Edward H. Adams.
Ward 5 . . . .	William T. Rose.
Raymond . . . .	Horace L. Whittier.
Rye . . . . .	Newell P. Marden.
Salem . . . . .	Frank D. Davis.
	William A. Turner.
Seabrook . . . .	Earl H. Pickens.
Stratham . . . .	Henry L. Jewell.

## STRAFFORD COUNTY.

Barrington . . . .	Ralph S. Colcord.
Dover—	
Ward 1 . . . .	William C. Swan.
	Bert Wentworth.
Ward 2 . . . .	William A. Crockett.
	William Gouin.
	Bernard J. Martin.
Ward 3 . . . .	Guy L. Churchill.
	Maurice N. Layn.
Ward 4 . . . .	Eleazer L. Jones.
	Francis Clyde Keefe.
	James F. Whitehead.
Ward 5 . . . .	Edward Durnin.
Durham . . . . .	Oren V. Henderson.
Farmington . . . .	Allison E. Tuttle.
	Charles W. T. Willson.
Lee . . . . .	Loren S. Fernald.
Madbury . . . . .	William H. Knox.
Milton . . . . .	Moses G. Chamberlain.
New Durham . . . .	Leslie W. Ricker.
Rochester—	
Ward 1 . . . .	Elihu A. Corson.

Ward 2	. . . .	Charles H. Twombly.
Ward 3	. . . .	Harry L. Meader.
Ward 4	. . . .	Alphonse Lacasse Frederic E. Small.
Ward 5	. . . .	Justin A. Emery.
Ward 6	. . . .	Sara E. Greenfield. Harry T. Hayes.
Rollinsford	. . . .	
Somersworth—		
Ward 1	. . . .	Amedee Cote.
Ward 2	. . . .	Haven Doe.
Ward 3	. . . .	Peter M. Gagne.
Ward 4	. . . .	Fred A. Houle. Thomas J. McGreal.
Ward 5	. . . .	Charles J. McGuinness.
Strafford	. . . .	Woodbury W. Durgin.

## BELKNAP COUNTY

Alton	. . . .	O. Varney.
Barnstead	. . . .	Harry E. Little.
Belmont	. . . .	Fred W. Friend.
Center Harbor.	. . . .	Clarence E. Nichols.
Gilford	. . . .	Ethel J. Hammond.
Gilmanton	. . . .	Leon W. Schultz.
Laconia—		
Ward 1	. . . .	George M. Bridges.
Ward 2	. . . .	Walter J. Edgerly. Alfred L. Guay.
Ward 3	. . . .	William H. L. Page.
Ward 4	. . . .	George C. Stafford. Maurice G. Wiley.*
Ward 5	. . . .	Arthur R. Merrill. Fred A. Young.
Ward 6	. . . .	Oscar A. Flanders. J. Grant Quimby.
Meredith	. . . .	J. Frank Neal.
New Hampton	. . . .	Frank C. Plastridge.
Sanbornton.	. . . .	John S. Wallis.

Tilton . . . . . Asa E. Gile.  
 Ford T. Sanborn.

## CARROLL COUNTY

Bartlett . . . . . James F. Donahue.  
 Conway . . . . . Elverton C. Berry.  
 Daniel E. Gibson.  
 Arthur R. Shirley.  
 Eaton . . . . . Mary E. Lawless.  
 Freedom . . . . . Charles M. Towle.  
 Jackson. . . . . Arthur P. Gale.  
 Madison . . . . . Guy W. Nickerson.  
 Moultonborough . . . Edgar S. Goss.  
 Ossipee . . . . . Mark H. Winkley.  
 Sandwich . . . . . Everett Merryfield.  
 Tamworth . . . . . Frank P. Evans.  
 Tuftonboro . . . . . John A. Edgerly.  
 Wakefield . . . . . Ansel N. Sanborn.  
 Wolfeboro . . . . . Stephen W. Clow.  
 George E. Thompson.

## MERRIMACK COUNTY

Allentown . . . . . Arthur L. Desmarais.  
 Andover . . . . . Daniel M. Welch.  
 Boscawen . . . . . Frank J. Preston.  
 Bow. . . . . Mark E. Warriner.  
 Bradford . . . . . Joseph H. Trow.  
 Canterbury . . . . . Sterling A. Hirtle.  
 Chichester . . . . . John L. T. Shaw.  
 Concord—  
     Ward 1 . . . . . Orion H. Hardy.  
     William J. Veroneau.  
     Ward 2 . . . . . Charles A. Maxner.  
     Ward 3 . . . . . Hugo B. Lindgren.  
     Ward 4 . . . . . Albert S. Baker.  
     Clarence A. DuBois.  
     Louis P. Elkins.  
     Ward 5 . . . . . Harold H. Blake

Ward 5	. . . .	Edward A. Dame.
Ward 6	. . . .	Arthur E. Bean. Ernest S. Brooks. George H. Nash. Arthur F. Sturtevant.
Ward 7	. . . .	Allen M. Freeman. Frank J. Kelley. Samuel J. Matson.
Ward 8	. . . .	William A. Lee.
Ward 9	. . . .	William J. Ahern. Fred C. Coates.
Danbury	. . . .	Forrest E. Wells.
Dunbarton	. . . .	John H. Haselton.
Epsom	. . . .	John C. Brown.
Franklin—		
Ward 1	. . . .	George G. Fowler.
Ward 2	. . . .	Joseph Victor Ferron. Henry Prince.
Ward 3	. . . .	Alexander B. Hebert. Henry L. Young.
Henniker	. . . .	Edward M. Cogswell.
Hill	. . . .	Edward H. Catlin.
Hooksett	. . . .	Napoleon Gilbert.* Will R. Woodeson.
Hopkinton	. . . .	Timothy F. Burns.
Loudon	. . . .	Edwin H. Sleeper.
Newbury	. . . .	Shirley R. Powers.
New London	. . . .	Albert Henry Lamson.
Northfield	. . . .	Edwin R. Caveney.
Pembroke	. . . .	Fred W. Saltmarsh. Udgere Veroneau.
Pittsfield	. . . .	Charles H. Gilman. John H. Perkins.
Salisbury	. . . .	Sherman P. Fellows.
Sutton	. . . .	Herman J. Hazen.
Warner	. . . .	Walter P. Miner.
Wilmot	. . . .	Aubrey T. Langley.

## HILLSBOROUGH COUNTY

Amherst . . . . .	Harold H. Wilkins.
Antrim . . . . .	Hiram W. Johnson.
Bedford . . . . .	Alonzo H. Holbrook.
Bennington. . . . .	Henry W. Wilson.
Francestown . . . . .	Joseph H. Chandler.
Goffstown . . . . .	William C. Moore.
	Harold R. Phelps.
Greenville . . . . .	Bernadette E. Charois.
Hancock . . . . .	William D. Fogg.
Hillsborough . . . . .	George W. Boynton.
	Frank L. Glading.
Hollis . . . . .	Henry A. Wilson.
Hudson . . . . .	George F. Blood.
	Howard S. Legallee.
Litchfield . . . . .	John A. Reid.
Lyndeborough. . . . .	Oliver Holt.
Manchester—	
Ward 1 . . . . .	John C. Bickford.
	Sherman L. Greer.
	Allan M. Wilson.
Ward 2 . . . . .	Oscar F. Bartlett.
	Charles E. Hammond.
	George I. Hopkins.*
	William K. Robbins.
	Ann Story.
Ward 3 . . . . .	Walter A. Boisvert.
	Lawrence P. Castles.
	Michael J. Dwyer.
	Timothy M. Sheehan.
	William C. Willett.*
Ward 4 . . . . .	Frank T. Kelley.
	Fred W. Lamb.
	John A. Milnes.
	Harold M. Worthen, Sr.
Ward 5 . . . . .	Frank X. Carroll.
	William F. Clancy.



	Patrick J. Creighton.
	William B. Eagan.
	Dennis F. Griffin.
	Cornelius Hogan.
	James S. Jennings.
	Lawrence Mahoney.
	John C. O'Brien.
	John S. Trinity.
Ward 6 . . . .	Albert T. Boisclair.
	Joseph F. Carr.
	Frank T. Conway.
	Charles S. Currier.
	Grover C. Stanley.
	John J. Sullivan.
Ward 7 . . . .	John A. Foley.
	Jeremiah B. Healy, Jr.
	John J. Horan.*
	Patrick McQueeney.
	Thomas B. O'Malley.
	Patrick J. Ryan.
Ward 8 . . . .	John A. Burke.
	Joseph Chevrette.
	Edward F. Cote.
	Walter J. Duda.
	John F. Healy.
	William J. Langton.
Ward 9 . . . .	Henry F. Foster.
	Edward J. Lambe.
	Valentine McBride.
Ward 10 . . . .	Oscar E. Getz.
	John J. Kearns.
	Silvio Leclerc.
Ward 11 . . . .	John Barry.
	Daniel J. Clear.
	Thomas Jennings.
	Dennis E. O'Leary.
	Elmer D. Roukey.
Ward 12 . . . .	Charles A. Caron

	Alfred J. Drouin.
	Louis E. Gauthier.
	Alpha J. Letendre.
	Joseph B. Marcotte.*
	Alfred F. Maynard.
Ward 13 . . . .	Almon A. Boisvert.
	Aime Guimond.
	Napoleon Proulx.
	Joseph W. Remillard.
	Arthur H. St. Germain.*
Merrimack . . . .	Edward W. Carter.
Milford . . . .	Hiram C. Bruce.
	Gertrude N. Howison.
	William Weston.
Mont Vernon . . . .	Willard P. Woods.
Nashua—	
Ward 1 . . . .	Eliot A. Carter.
	Francis P. Murphy.
	Ovid F. Winslow.
Ward 2 . . . .	Eugene W. Duncklee.
	William E. Reed.
Ward 3 . . . .	Frank Boilard.
	John Letendre.
	Alphonse J. Levesque.
Ward 4 . . . .	Austin H. Hogan.
	George F. Stevens.
Ward 5 . . . .	Delphis E. Chasse.
	Arthur Papachristos.
Ward 6 . . . .	Bartholomew J. Hargreaves.
	Peter Sweeney.
Ward 7 . . . .	Earl A. Ledoux.
	Carl Lindquist.
	John F. Wills.
Ward 8 . . . .	John F. Collins.
	William A. Molloy.*
	Irene L. Ravenelle.
Ward 9 . . . .	Honore E. Bouthillier.
	Charles H. Brodeur.

Ward 9 . . . .	Lorenzo Couturier.
New Boston . . . .	Brainard P. Newton.
New Ipswich . . . .	James C. Barr.
Pelham . . . . .	Richard H. Currier.
Peterborough . . . .	George D. Cummings.
	Martin J. Keenan.
Weare . . . . .	Maurice J. Grant.
Wilton . . . . .	Warren E. Foster.

## CHESHIRE COUNTY

Alstead . . . . .	Harvey T. Moore.
Chesterfield . . . .	Moses H. Chickering.
Fitzwilliam . . . .	Julius H. Firmin.
Gilsum . . . . .	Frederic A. H. Wilder.
Harrisville . . . .	Gertrude M. Russell.
Hinsdale . . . . .	John H. Smith.
Jaffrey . . . . .	George H. Duncan.
	James H. Fitzgerald.
Keene—	
Ward 1 . . . . .	William J. Callahan.
	Jeremiah Keating.
	George F. Knowlton.
Ward 2 . . . . .	William E. Jones.
	George B. Robertson.
Ward 3 . . . . .	Abijah H. Barrett, Sr.*
	Wakefield Dort.
Ward 4 . . . . .	Wilder F. Gates.
Ward 5 . . . . .	John M. Duffy.
	Harry L. Wellman.
Marlborough . . . .	Clarence E. Ward.
Marlow . . . . .	John A. Ayer.
Nelson . . . . .	Homer F. Priest.
Richmond . . . . .	Harold J. Dickinson.
Rindge . . . . .	George W. Wilder.
Roxbury . . . . .	Edward E. Baker.
Swanzey . . . . .	Milan A. Dickinson.
Troy . . . . .	Martin L. Clark.
Walpole . . . . .	Albert F. Chickering.

	Harry J. Jennison.
Westmoreland . . . .	George A. Capron.
Winchester . . . .	Winifred C. Burbank.
	John H. Dickinson.

## SULLIVAN COUNTY

Acworth . . . .	Weston O. Kemp.
Charlestown . . . .	Ada E. Hamlin.
Claremont . . . .	Melvin F. Colby.
	John W. Dow.
	Arthur L. Fitch.
	Albert D. Leahy.
	Charles H. Putnam.
	Carl W. Turner.
	George C. Warner.
	William F. Whitcomb.
Cornish . . . .	Edwin W. Quimby.*
Goshen . . . .	William B. Dandrow.
Grantham . . . .	Glenn H. Hudson.
Newport . . . .	Daniel K. Barry.
	Willis A. Reed.
	Jesse R. Rowell.
Plainfield . . . .	Herbert E. Ward.
Sunapee . . . .	Leo L. Osborne.
Unity . . . .	Frank Reed.
Washington . . . .	George P. Fowler.

## GRAFTON COUNTY

Alexandria . . . .	David B. Plumer.
Ashland . . . .	Frank S. Huckins.
Bath . . . .	Amos N. Blandin.
Bethlehem . . . .	Ernest A. Long.
Bristol . . . .	Bowdoin Plumer.
Campton . . . .	Clyde W. Smith.
Canaan . . . .	Herbert L. Webster.
Enfield . . . .	Isaac H. Sanborn.
Grafton . . . .	Alvin Stuart Gage.
Hanover . . . .	Alfred W. Goyer.

	Edgar H. Hunter.
Haverhill . . . . .	Hormidas J. Brunelle.
	Frederic Earl Thayer.
	Howard A. Wells.
Holderness . . . . .	Mark K. Marden.
Landaff . . . . .	Charles S. Chandler.
Lebanon . . . . .	George W. Briggs.
	Charles B. Drake.
	Dan O. Eaton.
	Charles B. Ross.
	Frederick O. Stearns.
Lincoln . . . . .	Edward D. Burt.
Lisbon . . . . .	William H. Merrill.
	William E. Price.
Littleton . . . . .	Charles F. Harris.
	John R. Lyster.
	John T. Lytle.
	George R. Simpson.
Lyman . . . . .	Anthony Burgault.
Lyme . . . . .	Earl C. Perkins.
Monroe . . . . .	George L. Frazer.
Orange . . . . .	Everett E. Eastman.
Orford . . . . .	Olin N. Renfrew.
Piermont . . . . .	John P. Metcalf.
Plymouth . . . . .	Kenneth G. Bell.
	Robert G. Wakefield.
Rumney . . . . .	Thomas J. Stewart.
Thornton . . . . .	Albert D. Merrill.
Warren . . . . .	Charles F. Little.
Wentworth . . . . .	Frank H. Colby.*
Woodstock . . . . .	Willie E. Keniston.

## COOS COUNTY

## Berlin—

Ward 1 . . . . .	Margaret H. Barden.
	Joseph Fred Bell.
	Joseph H. Roy.
	Henry A. Smith.

Ward 2 . . . .	Albert G. Palmer. Robert W. Pingree. George T. Studd. Esther A. Uhlschoeff.
Ward 3 . . . .	Hilda C. F. Brungot. John A. Burbank. Fred R. Oleson.
Ward 4 . . . .	Leopold Gagne. Marie A. Gagne. Letitia J. Myler.
Carroll . . . . .	Selden G. Thompson.
Clarksville . . . . .	Irving G. Chappell.
Colebrook . . . . .	George W. Dickson. Louis Ramsay.
Columbia . . . . .	Albion Parkhurst.
Dalton . . . . .	Harold M. Frye.
Gorham . . . . .	Roy G. Hamlin. William H. Morrison.
Jefferson . . . . .	John A. Rogers.
Lancaster . . . . .	William H. Leith. Lula J. A. Morris.
Milan . . . . .	Frank M. Hancock.
Northumberland . . . . .	Elmer F. Brown. Andrew J. Marshall.
Pittsburgh . . . . .	Willie N. Judd.
Stark . . . . .	Jerry W. Emery.
Stewartstown . . . . .	Wilman F. Allen.
Stratford . . . . .	Ralph M. Hutchins.
Wentworth's Location . . . . .	James R. Turner.
Whitefield . . . . .	Eugene P. Elliott. Charles L. Pratt.

The clerk then called the House to order and stated that the first business before the House was the election of a temporary presiding officer.

Mr. Carter of Nashua placed in nomination Mr. Murphy of Nashua, and moved his election.

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\*Those marked with an asterisk were not present but appeared and qualified later as will be found in the daily proceedings of the House.



On a *viva voce* vote Mr. Murphy was declared elected temporary presiding officer and was escorted to the chair by Mr. Carter of Nashua.

On motion of Mr. Lee of Concord, the House proceeded to the election of a Speaker by ballot. The presiding officer appointed Messrs. Lee of Concord, and Adams of Portsmouth, as a committee to receive, sort and count the ballots.

Mr. Lee for the committee reported the following result of the ballot:

Whole number of votes cast . . . . .	396
Necessary to a choice . . . . .	198
Thomas J. McGreal had . . . . .	133
Harold M. Smith had . . . . .	263

On motion of Mr. McGreal of Somersworth, the election was made unanimous and Mr. Smith was declared elected Speaker and was escorted to the chair.

The Speaker addressed the House as follows:

I wish to express my deep appreciation for the honor you have bestowed upon me.

Realizing as I do my responsibilities I promise you an earnest effort to perform my duties to the best of my ability.

With your coöperation and interest this session will be not only efficient, but may be made of short duration, an achievement to be desired and strived for under present economic conditions.

On motion of Mr. McGreal of Somersworth.

*Resolved*, That the Clerk be instructed to cast one ballot for Harrie M. Young for Clerk, Cyril J. Fretwell for Assistant Clerk and Guy S. Neal for Sergeant-at-Arms, they being the Republican caucus nominees for these offices.

The vote was so cast and the above named were declared elected to their respective positions.

Harrie M. Young, Cyril J. Fretwell and Guy S. Neal then appeared and were duly qualified by taking the oath as Clerk, Assistant Clerk and Sergeant-at-Arms respectively.

HARRIE M. YOUNG,

*Clerk for 1929-1930.*

Mr. Knox of Madbury offered the following resolution:

*Resolved*, That Arthur A. Tilton, Harvey E. Stowe, William B. Plummer and David O'Shan be elected doorkeepers by acclamation.

The question being on the resolution.

(Discussion ensued)

Mr. Duncan of Jaffrey offered the following amendment:

Amend said resolution by striking out the names of all the nominees and inserting in place thereof the words "The doorkeepers to be chosen by ballot."

The question being on the amendment.

(Discussion ensued)

Mr. Cilley of Exeter moved that the further consideration of the proposed amendment be indefinitely postponed but subsequently withdrew his motion and moved the previous question.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the amendment proposed by Mr. Duncan of Jaffrey.

On a *viva voce* vote the amendment was not adopted.

Mr. Duncan of Jaffrey called for a division.

A division being had the vote was declared manifestly in the negative.

The question being on the resolution of Mr. Knox of Madbury.

On a *viva voce* vote the resolution was adopted.

Arthur A. Tilton, Harvey E. Stowe, William B. Plummer and David O'Shan were declared elected doorkeepers for the ensuing two years.

The above named then appeared and qualified for their respective positions by taking the oath of office.

#### RESOLUTIONS

On motion of Mr. Callahan, of Keene.

*Resolved*, That the Honorable Senate be informed that the House of Representatives has organized by the choice of

Harold M. Smith as Speaker, Harrie M. Young as Clerk, Cyril J. Fretwell as Assistant Clerk and Guy S. Neal as Sergeant-at-Arms and is now ready to proceed with the business of the session.

On motion of Mr. Shaw, of Chichester.

*Resolved*, That the rules of the last House be adopted as those of the present session unless otherwise ordered by the House. *Provided*, However, that the Speaker is authorized to appoint an additional Standing Committee to be known as the Committee on Coastwise Improvements to consist of seventeen members.

On motion of Mr. Sanborn of Wakefield.

*Resolved*, That a committee of ten members, one from each county, be appointed by the Chair to select some suitable person to act as chaplain during the present session of the legislature and report such selection to the House for consideration.

The Speaker appointed as such committee, Messrs. Emery of Rochester, Sanborn of Wakefield, Moore of Goffstown, Moody of Derry, Flanders of Laconia, Rowell of Newport, Plummer of Bristol, Moore of Alstead, Morrison of Gorham and Cogswell of Henniker.

On motion of Mr. Pingree of Berlin.

*Resolved*, That the clerk with the approval of the Committee on Appropriations, be authorized to secure the services of one stenographer for the use of the Speaker and Clerks and two for the use of the members and for committee hearings.

On motion of Mr. Wilson of Manchester.

*Resolved*, That the Speaker of the House is hereby authorized to appoint the following employees of the House:

One custodian of mail and supplies, one warden of the coat room, one assistant warden of the coat room, one library messenger, one telephone messenger, five pages of the House, and one page to the Speaker.

On motion of Mr. Small of Rochester.

*Resolved*, That unless otherwise ordered the hours for

assembling of the House be at 11 o'clock in the forenoon and 2 o'clock in the afternoon until January 21.

On motion of Mr. Winslow of Nashua.

*Resolved*, That the drawing of seats be made a special order for 3 o'clock this afternoon.

On motion of Mr. Carter of Nashua.

*Resolved*, That the Honorable Senate be informed that the House of Representatives will be ready to meet the Senate in joint convention for the purpose of canvassing the votes for Governor and Councilors, agreeably to the constitution and for the election of a Secretary of State, State Treasurer and Commissary General at 2 o'clock this afternoon.

On motion of Mr. Adams of Portsmouth.

*Resolved*, That the Committee on Judiciary be and hereby is authorized to employ the services of a stenographer and a messenger.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that it has organized by the election of the following officers: President, Arthur R. Jones, Clerk, Benjamin F. Greer, Assistant Clerk, Frank M. Ayer, Sergeant-at-Arms, Raymond B. Lakeman, Messenger Walt M. Goodale, Doorkeeper, William W. Allen, and is now ready to proceed with the business of the session.

On motion of Mr. Small of Rochester at 1.15 o'clock the House ajourned.

#### AFTERNOON

The House met at 2 o'clock.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had passed the following resolution.

*Resolved*, That the House of Representatives be informed that the Senate will be ready to meet the House in joint convention for the purpose of canvassing the votes for the

Governor and Councilors, agreeably to the provisions of the Constitution and for the election of a Secretary of State, State Treasurer and Commissary General, at two o'clock this afternoon.

#### JOINT CONVENTION

The Honorable Senate then came in and the two branches being in convention.

On motion of Mr. Callahan of Keene.

*Resolved*, That the Honorable Secretary of State be requested to lay before the convention the return of the votes for Governor and Councilors cast in the last election.

The Honorable Secretary of State then appeared and laid before the convention the returns of the votes for Governor and Councilors cast in the last election.

On motion of Senator Emery of District No. 16.

*Resolved*, That the votes for Governor and Councilors be referred to a committee consisting of one on the part of the Senate and two on the part of the House, to examine, compare and count the same, and report thereon.

The chairman named as such committee Senator Emery of District No. 16 and Messrs. Cole of Derry and Callahan of Keene.

On motion of Senator Hart of District No. 4.

*Resolved*, That a committee of five be appointed by the chair to wait upon His Excellency Charles W. Tobey, Governor, and inform him that a quorum of each branch of the legislature has assembled and completed its organization and is ready to receive any communication he may be pleased to make.

The Chairman named as such committee, Senators Hart of District No. 4 and Ferguson of District No. 5 and Messrs. Dickinson of Swanzy, Miss Story of Manchester and Carter of Nashua.

On motion of Senator George of District No. 15 it was voted to proceed with the election of a Secretary of State, State Treasurer and Commissary General.

Mr. Matson of Concord placed in nomination for Secretary of State Enoch D. Fuller.



On motion of Senator Fernald of District No. 21 the Clerk was instructed to cast the ballot for Enoch D. Fuller and he was declared elected Secretary of State.

Mr. Nash of Concord placed in nomination for State Treasurer Charles T. Patten.

On motion of Mr. Pingree of Berlin the Clerk was instructed to cast the ballot for Charles T. Patten and he was declared elected State Treasurer.

Mr. Small of Rochester placed in nomination for Commissary General Charles W. Howard.

On motion of Mr. Small of Rochester the Clerk was instructed to cast the ballot for Charles W. Howard and he was declared elected Commissary General.

#### REPORT OF COMMITTEE

Senator Hart of District No. 4 reported that the committee appointed to wait upon His Excellency, Charles W. Tobey, Governor, had attended to that duty and that His Excellency, the Governor, had a communication which he desired to make.

#### GOVERNOR'S MESSAGE

##### *Honorable Senators and Representatives:*

I am glad that my predecessors have established the custom of an outgoing governor appearing before the Legislature, and in what is known as an Ex-Augural Address giving to the new Legislative body an accounting of his stewardship and the benefit of the experiences gained in his administration. I am grateful, also, for the opportunity of voicing a hearty welcome to you, in behalf of the State, and express the hope that you may find your associations together both a present and lasting satisfaction. Having, myself, served in four sessions of the Legislature, covering both branches, I know whereof I speak, and bear testimony to the splendid associations that have come to me in this work and the resulting friendships. You, too, will find a common experience.



It is a great school, this New Hampshire Legislature. Some may laugh at it and speak of its unusual size, but despite these things it remains true that whoever serves a term in our Legislature receives a course of instruction in Parliamentary Law, a wider knowledge of the Institutions of our State, an understanding of the State's finances, and last, but not least, considerable knowledge of human nature. I doubt that these things can be gained through any other agency in a similar period of time.

#### TREASURY DEPARTMENT

Before we consider departmental or institutional matters in our Government, it is important to know our financial situation. Past administrations have expressed the State's financial situation in different formulae. The last fiscal year in the State's business affairs ended June 30, 1930. For that year the total income of the State was \$15,353,-656.80. Adding to this cash and cash items on hand July 1, 1929, gives a total of \$16,596,198.72. During the fiscal year the State paid out total disbursements of \$15,237,-064.13, and striking this from the total receipts and cash on hand a year ago shows a balance of \$1,359,134.59 in cash on hand July 1st, 1930.

The asset and liability position of the State was as follows:

Assets July 1, 1930 .....	\$1,915,383.03
Liabilities July 1, 1930 .....	\$5,389,465.32

The difference between these two, \$3,474,082.29, is the net debt of the State on July 1st, 1930.

The major part of this debt is the Flood and Highway Bonds, and for your information, the longest maturity of any State bonds outstanding is 1948; but on the Permanent Highway Bonds, the longest maturity is 1943, and these Permanent Highway Bonds are all to be amortized by the application of the fourth cent of the gasoline tax, as you doubtless well know.

But this is not all. To get a complete picture of the State's financial position you should know that on June 30,

1930, the end of the last fiscal year, there were appropriation liabilities outstanding of \$2,109,130.89. Now, what are these appropriation liabilities? They are partly the amount of money which the State is obliged to pay out for appropriations designated by the Legislature, and largely Highway income from Motor Vehicle Fees and Gasoline Tax, accumulated and unspent; in other words, different departments and units of our State Government have got a claim on the State for the amount of money that has been appropriated or accumulated to their credit. The question will naturally arise, with you as it did with me, if the State had outstanding \$2,109,130.89 on June 30, as Appropriation Liabilities, and only had on hand at that time the cash and cash item amounts totaling \$1,359,134.59, obviously the State has got to produce the difference between those two figures. And you will ask with me, where is this to come from and why is this so. I think I can enlighten you. Appropriation liabilities have been outstanding to a considerable amount at the end of every fiscal year, back to the year ending June 30, 1921:

On June 30, 1921, they were.....	\$ 995,739.24
On June 30, 1922, they were.....	\$1,239,752.40
On June 30, 1923, they were.....	\$1,401,693.70
On June 30, 1924, they were.....	\$1,848,531.14
On June 30, 1925, they were.....	\$2,126,556.40
On June 30, 1926, they were.....	\$1,961,038.26
On June 30, 1927, they were.....	\$2,407,681.46
On June 30, 1928, they were.....	\$2,386,032.86
On June 30, 1929, they were.....	\$2,321,438.73
On June 30, 1930, they were.....	\$2,109,130.89

So you will see, appropriation liabilities are no stranger to our various State administrations. Now, how has this matter, which in my administration amounts to \$2,109,130.89 as of last June, accrued? I can tell you how a considerable part of it has come about. Down through the years it has been the custom to pay for some major expense items and constructions which had been authorized by the legislatures,

out of current earnings, so-called, or cash on hand, and not by issuing the various bond issues that had been authorized to provide the funds for such improvements and construction. To illustrate: bonds were authorized for the Brown Building at the State Hospital, amounting to approximately \$245,000. These were never issued and the money of course had to come from current revenue, so-called. At another time a legacy tax refund was to be made, having been illegally collected. This was approximately \$900,000. Bonds were authorized but not issued and the payments were made from current revenue, so-called. At another time bonds were authorized to build the new bridge at Portsmouth, nearly \$500,000. These bonds were not issued and the bridge was paid for out of so-called current earnings.

Again, bonds were authorized in the amount of \$132,000 for a new building at Glenclyff; these bonds were not issued and the cost of the building was paid for out of so-called current earnings. Please bear in mind that I cite these not in any spirit of criticism but merely to show how the present treasury position of the State has been affected by this policy, down through the years.

We want to be sure that we are not fooling ourselves. If we were all partners in a business concern and had a certain amount of money on hand in the Treasury, but had commitments in the form of bills for past construction of our factories aggregating twice the amount of cash on hand, we would certainly not consider our position strong unless we knew where the money was coming from to meet these liabilities. The same analogy holds in our State Government.

Had these four issues of bonds which I have mentioned, and which were authorized, been duly issued the State would obviously have had \$1,732,000 more cash in its Treasury on June 30, last, than it did have, which added to the cash on hand then would have exceeded the appropriation liabilities by a substantial margin.

I am not criticizing this procedure. I am only illustrating

cause and effect. It may be that the State benefited by virtue of the fact that interest rates might have been rather high if bond issues had been put out at that particular time. There may be other compensating factors that could be cited, but the fact remains that when this money was taken out of free cash, so-to-speak, or current income, as others call it, it had to come from somewhere, and in view of the fact that the Highway Department income is the largest factor in the State's income, and that the Highway Department had not used up the entire amount to which they were entitled under our law from the gasoline tax and motor vehicle fees, this money of theirs was in the Treasury, and it was spent in place of the money that would have come in if the bonds had been issued.

In this administration the Highway Department has had need of all its accrued revenue to carry out the increased program which they have undertaken. We felt that they should have what belonged to them, and they have largely used it up. Had they not done so we should obviously have more cash on hand at the present time. It will doubtless develop in the coming administration that the cash resources of the State will run low for the balance of the fiscal year, and you will doubtless be called upon to authorize some form of financing to strengthen the Treasury position.

My purpose in coming to you with this perhaps rather unusual explanation of State finances is that sooner or later we have to look facts in the face, and it might as well be now.

The credit of the State is very strong, and this is well evidenced by the sale of bonds during the last two years, in each case the bonds selling at a premium and finding a ready market.

#### ATTORNEY-GENERAL

During my administration Attorney-General Waldron resigned and I appointed Ralph W. Davis of Manchester his successor. Mr. Carleton, Assistant Attorney-General, also

resigned, and I appointed Winthrop Wadleigh to succeed him. Theirs has been an efficient administration and has been very active, prosecuting many criminal cases of importance. A number of outstanding matters have been taken up and I wish to briefly give you a summary thereof.

*The Vermont Boundary Case.* This dispute is of many years' standing. It has dragged on year after year at a continuous expense to both States. Real progress has been made the last year, and the work became so involved that it was found necessary to employ special counsel, and the Governor and Council authorized the appointment of Dewitt W. Howe of Manchester to assist in further preparation and trial of the case. The United States Supreme Court has appointed a master to hear the evidence, and he is now working on the case. It will be some time before any decision is reached. This whole matter has been expensive to both States, but the issue is of considerable importance. The decision of the U. S. Supreme Court will be necessary before the issue is finally determined.

*Coal Rate Case.* It was brought to the attention of the administration that freight rates on bituminous coal coming into New Hampshire entirely by rail were unjust to our manufacturers in comparison with rates to points of similar distances in other states. New Hampshire consumers pay each year for freight on soft coal approximately four million dollars. It is obvious that a moderate reduction in these rates would mean a very large saving to New Hampshire consumers each year. It was decided to start an independent action against the railroads before the Interstate Commerce Commission, seeking reduction in these rates. The case was filed in December, 1929, with the Interstate Commerce Commission. The Governor and Council authorized the employment of an attorney in Washington to assist in prosecuting the case. Last September a hearing was held in our Senate Chamber by an examiner of the Interstate Commerce Commission, and final decision will probably be reached during the coming year. It is reasonable to expect a successful outcome from the standpoint



of New Hampshire consumers, and if so it will have been very much worth while.

An investigation was made by the Public Service Commission as to the reasonableness of the toll rates effective on the Dover Point Toll Bridge, and the Attorney-General and the Assistant Attorney-General brought the matter before the Commission in behalf of the public. As a result of these hearings the Boston & Maine asked leave to file a new schedule of rates, which was accepted and the new rates became effective a year ago. The saving to the public amounts to about \$36,000 per year.

For about five years the B. & M. Railroad shop case has been pending in the Courts, handled by Robert W. Upton of Concord, as special counsel for the State. Conferences were held looking towards an adjustment of this case by the administration and special counsel, the Attorney-General, and late President Hannauer. Since President Hannauer's death conferences have been resumed with President French of the Boston & Maine and after a series of meetings I am pleased to report the case has been settled out of Court, and settled to the manifest advantage of Concord and New Hampshire. Under the terms of the settlement the Railroad is spending about \$300,000 in Concord shops. When the changes are complete, the Railroad will employ about 125 extra men with an annual payroll of about a quarter of a million dollars. All repair work on passenger cars has been removed from Massachusetts into New Hampshire. This settlement will come before you for your consideration. I recommend its approval.

#### PUBLIC SERVICE COMMISSION

One of the most important departments of our State Government is that of the Public Service Commission. Created during the administration of Governor Bass, the value of its services is now generally recognized, both by Public Service Corporations and the public at large. Its duties are many; it must act often in a judicial capacity, hearing both sides of matters pertaining to public service



affairs, to see that justice is done. The Legislature during this present administration, realizing the importance of this Department, passed several laws which have given the Commission increased power, and are manifestly in the interests of the people of our State.

One provides that, whenever any investigation is necessary to enable the Commission to pass upon petitions to issue securities, make extensions or discontinue service, to condemn property for flowage or dam construction, etc., the utility must pay to the Commission the expense involved. This Statute is very far reaching in its effect.

The important matter of exportation of energy generated by water power was safeguarded in the last Legislature by the establishment of the provision that required the exporting company to discontinue exportation in whole or in part to such an extent and under such conditions as the Commission may order, when, as, and if such electrical energy is reasonably required for use within the State.

Under Chapter 179 of the Laws of 1929, utilities were required to make, renew, or extend contracts for the delivery of energy to another utility upon such terms and conditions as the Commission shall find to be for the public good. Both of these added powers have been applied by the Commission during the last two years, for the public good.

Under Chapter 113 of the Laws of 1929 the law was changed with respect to taking of public lands by a public utility. As the law is now, no public lands can be taken by a utility until the Commission finds that the taking is for the public good, and determines the amount of compensation to be paid for said land.

The Commission has engaged a nationally known rate expert for a general survey and study of our rates, and the investigation is now in process. When received in final form it should be of material help.

No single factor will do more for our rural life than rural electrification. With this in mind, a survey is being conducted of the methods employed in securing rural extensions

with the object of obtaining a uniform plan under which the majority of companies will operate. This investigation includes a study as to the reasonableness of charges to customers who are required to contribute towards the cost of construction of such lines.

A further change in the law has been to empower the Public Service Commission to call in the Attorney-General to prepare and present cases for the people, when, in the judgment of the Commission, the case is of sufficient importance to warrant its consideration.

An important investigation was initiated by the Commission of subsidiaries of the Associated Gas & Electric Co.—a holding company operating in this State, the New Hampshire Gas & Electric Co., and the Derry Electric Co. During 1930 the Public Service Commission learned that these local companies had entered into certain different long-term contracts under which various sums would be paid out to contractors. It also appeared that the outstanding mortgage on the property of the Derry Co. had been foreclosed, although apparently the actual net income of that Company had been sufficient to provide adequately for the payment of interest on that mortgage. Other points developed which the Commission felt they should have more light upon. As one result of this suit I am advised that the Portsmouth Co. has saved about \$46,000 per year interest charges.

The State is represented in their investigation by the Attorney-General, and in addition special counsel has been employed with the approval of the Governor and Council. A large quantity of evidence has been taken and a considerable number of exhibits introduced, and from progress made to date the investigation has been thoroughly justified and should be carried on to completion. What our Public Service Commission is interested in is whether the consumers of our State who patronize these utilities are receiving the rate advantage to which they are entitled; or to put it another way, whether or not the methods employed and the entire relations of the operating company with the hold-

ing company constitute proper management and operation from the standpoint of the customers' welfare.

#### FISHERIES AND GAME DEPARTMENT

Probably no department of the State Government has more popular appeal than the Department of Fisheries and Game. Any one who has served in the Legislature will confirm this, and it is evidenced by the popular interest in all measures affecting this Department. In this administration certain irregularities developed in the conduct of the affairs of the Department, which made necessary some reorganization in the personnel. A new commissioner was appointed and other changes were made. Eleven wardens have been added to the force, making a total of twenty-eight, all of whom are on a year-around basis. Sanctuaries have been established in Washington and several others are being considered through the State. Strenuous efforts are being made to exterminate bobcats; three thousand jack-rabbits were planted during the last year; the Department has purchased twenty-seven automobiles at the approximate cost of sixteen thousand dollars, and every warden uses a State car in the performance of his duties. The capacity of the Game Farm for hatching and rearing pheasants has been materially increased; the Department planted over seven million fish of all kinds in 1930, against a total of five million two hundred and thirty-three thousand in 1929; one hundred thirty-two thousand brook trout ranging in length from five to seven inches have been planted throughout the State. This comprises the largest planting of fish of this size ever undertaken in the East. A new hatchery building was constructed in New Hampton and alterations to the different State hatcheries have increased the rearing capacity to two million fingerlings in natural rearing pools out-of-doors. Screens have been installed at the outlet of eleven different ponds and lakes including revolving type screens of metal construction at both Sunapee and Newfound.

The improvement in the financial position of the Department is worthy of comment. The balance on hand

On July 1st, 1928, was . . . . .	\$715.35
On July 1st, 1929, was . . . . .	22,570.00
And On July 1st, 1930, was: . . . . .	40,788.00

I believe the Department as now organized has made a most creditable record. Naturally, there are so many sportsmen in our population that there will be many varieties of opinion on different phases of the Department's work, but I think no one will question that the Department has been operated in the interests of the State, and is in a sound and healthy condition, as reflected by the financial illustration herein set forth.

#### DEPARTMENT OF BANKING

The Merrimack River Savings Bank was closed last summer by order of the Bank Commissioner, because it was found that its condition was such that the public welfare demanded it. Subsequent investigations have confirmed that this was necessary. The savings of twenty thousand of our people in the amount of eleven million dollars were jeopardized by wretched management and dishonorable methods and practices. Civil and criminal actions are now pending and are being prosecuted with diligence. The Court ordered the bank liquidated and material progress has been made in this direction. An initial dividend in liquidation amounting to  $33\frac{1}{3}\%$  was paid in November of last year, and more will be paid as rapidly as possible. But, with the tragic picture of the whole matter in our minds, with the depositing public's confidence outraged as it has been by the chicanery and crooked methods and irregularities practiced, the question before us is, what shall we do towards making impossible a repetition of such conditions?

Manifestly, everything that can be done to that end should be done. Matters of legislation affecting banking laws will come before you. Many suggestions may be made. In my judgment, the need is not so much for new laws as for a strict enforcement of the laws now on our Statute Books, as to bank examinations, and responsibility of Trustees. I believe that had the laws on our Statute

Books now affecting Savings Banks been entirely lived up to and had the trustees of the failed Bank met their obligations as trustees in accordance with the law's requirements, this thing never would have happened.

There is one suggestion I would make to strengthen our banking laws. The law now allows 40% of deposits to be invested in real estate outside New Hampshire. It seems to me that at least as stringent requirements should be required on loans on real estate outside of New Hampshire as are required on loans within the State, there being now a disparity in favor of loans made on land outside the State.

#### HIGHWAY DEPARTMENT

During this administration several important pieces of legislation were passed pertaining to construction, reconstruction, and maintenance of our highways, the outstanding being House Bill No. 4, which provides for the reconstruction of trunk line highways with higher type surfaces, which carried a bond issue of eight million dollars, one and one-half million payable in 1929, one and one-half million in 1930, and one million each year for the next five years.

Another House Bill, No. 310, carried a bond issue of \$750,000 for a loan to cities and towns by the State to permit the completion of the previously laid out trunk line highways.

With the money raised by these two bills the State has made greater progress in highway construction during the past two years than during any similar period of its existence. And this has been accomplished with no increase in motor vehicle fees or in the gasoline tax.

The complete mileage of all roads constructed and reconstructed in 1929 was 198.27 miles, and during 1930 over 225 miles. All of the uncompleted portions of the laid out trunk line system have been closed and the system is now 100% complete.

With the help of this bond issue bill, we constructed in 1929 fifty-four miles of concrete, and in 1930 nearly fifty-nine miles of concrete. This concrete road was increased



from the old width of eighteen feet to twenty feet in width. The state now has a total of reinforced concrete highways of 168.63 miles. Just to give you an idea of how much this is, the distance from Nashua to Colebrook is 182 miles.

The cost of the highways built in 1929 was about \$5,800,000 and in 1930 about 7 million dollars. This covers everything in road construction and maintenance.

I think that he who rides will appreciate that progress has been very real and substantial. The highway construction has been prosecuted with more speed than heretofore, and while there must always be some discomfort and inconvenience to the travelling public in these major operations of highway construction, yet it has been reduced to a lesser degree than heretofore, and the public generally appreciates this result.

I have always believed that the State should take over the maintenance of all trunk lines. I recommended it in my Inaugural message, but it failed to pass the Legislature. However, we did make progress towards reducing the amounts which the cities and towns shall pay by passage of House Bill No. 105, which provides that the expense of such maintenance to cities and towns shall not be more than 30¢ on each \$100 of value. This was a material reduction over the ratio prior to 1929.

Under House Bill No. 173, amending Chapter 85 of the Public Laws, we gave assistance to towns in the construction of State-aid bridges and increased the carrying capacity of the bridges constructed under the Law from ten to fifteen tons. This has been instrumental in increasing the efficiency of the State-aid system by the increase in the carrying capacity of the bridges.

One of the signs of progress in New Hampshire has been the results achieved under House Bill No. 309, which gave the Highway Commissioner the right to designate complete sections of State-aid highways that connected with trunk line highways for snow removal, and allows the State to assist the towns with their plowing of such sections by paying one-half of the cost. This aid to winter travel on



the highways is a large factor in bettering community life and is much appreciated.

Recreational travel through the State was encouraged by the passage of House Bill No. 201, which gives to the summer visitors unlimited free use of our Highways, when travelling through our State for pleasure, provided their cars are properly registered in all States.

The breakage of a dam at Dixville Notch in May, 1929, inundated the valley south of Dixville and the town of Colebrook, and this disaster demanded quick action by the administration. The Highway Department gave splendid cooperation and were on the scene the next day, making a survey of conditions and conferring with the town authorities. The mythical red tape was cut, and temporary improvements made, followed by permanent improvements on bridge and highway construction that have left that district better served and equipped than ever before, and which are a great credit to the State.

The work begun in May was open to traffic in the early Fall. A splendid new highway is the result, with easy grades not exceeding 10%. Any one who has had the pleasure of riding over that road is impressed with the banking of the curves and with the scenic value of the route and the elimination of dangerous curves that had previously existed.

It is a fact that the income of the Highway Department has increased from year to year. When the peak will have been reached no one can say. The gasoline tax has produced more revenue each year than any administration has estimated, and motor vehicle fees also have increased to some extent. We hope for a continuance of this improvement.

At the special session in February, 1930, the Legislature authorized the appointment of a Commission of three to investigate and report to the next Legislature as to the advisability of laying out a system of secondary state highways. The report of the members appointed, State Highway Commissioner Frederick E. Everett, William H.

Tolles, Nashua, and George H. Duncan, Jaffrey, is before you.

They recommend that the present system of State Aid, or Class 2, highways be developed along present lines, but suggest that the work would be carried on more advantageously by an additional allotment of State Highway funds to the several communities; so that, instead of the present distribution of approximately \$250,000 annually, there be made available for this work about \$450,000 annually.

They also recommend that the amount allotted to the towns, under the law of 1925, to assist in maintaining Class 5 or country highways, be increased about \$60,000, thus further equalizing the highway expense in towns having a large highway mileage but little taxable property.

The Class 1 highways, or Trunk Lines, having been completed in 1930, and their reconstruction being provided for by bond and other revenue, it seems a proper time to pay more attention to those highways which serve as "feeders" to the trunk lines. The proposals made by the Commission seem reasonable and feasible. I would also call your attention, and recommend your careful consideration, to other suggestions in the Committee's report, relating to the so-called "continuing application" and to "legislative specials."

I feel particularly pleased at their recommendation for additional aid to the Class 5 highways. Knowing rural life, as I do, and having been a part of it, I feel that no single factor will contribute more to the betterment of rural community life than improved rural roads.

#### FORESTRY DEPARTMENT

The report of the State Forester will be in your hands shortly, but I would not have this opportunity pass without paying tribute to the splendid work which our Forestry Department is doing. Their work is of fundamental value, and its benefits will accrue not only to us of our day, but to coming generations. I commend the fine cooperation that has been shown by our State Forestry Commission and

Department, with the Society for the Protection of New Hampshire Forests, and our State Highway Department, resulting in many and manifest improvements in various parts of the State, particularly in the region of Franconia Notch. Most of you are familiar with the new and adequate parking areas there which were thrown open to the public this season; the doing away with unsightly and old buildings; the installation of adequate toilet facilities—all these are worthy of comment.

The growing interest in recreational facilities and the appeal of the out-of-doors, both natural assets in our State, have a very direct connection with the work of the Forestry Department, and in my judgment, justify their being given increasing assistance and support at your hands.

#### DEPARTMENT OF INSURANCE

There is no Department of the State that has received more general recognition of its efficiency than the Department of Insurance as developed in recent years under the leadership of Commissioner John E. Sullivan. In the interests of all the people of the State I called upon Mr. Sullivan to accept the position of Bank Commissioner, when that position became vacant, after the closing of the Merrimack River Savings Bank last summer in Manchester. He was appointed Bank Commissioner, but has given general oversight to the Insurance Department's workings up to the present time and its efficiency has been maintained. In the natural course of things I would have appointed his successor months ago, but having given considerable thought to the matter it is my opinion that there is now present an opportunity for our making a start on the consolidation of State Departments with the idea of bringing about increased efficiency and a financial saving. I believe that the Insurance Department and the Banking Department might well be consolidated as a Department of Banking and Insurance, as now obtains in many of our States, and such procedure has the endorsement of the National Board of Underwriters, and some of the leading insurance

men of New Hampshire who have so expressed their opinion to me. There are two sides to this question, as to all others, and there are some who believe this to be unwise. I am not dogmatic about it, but I believe that if the two departments could be combined under the present Bank Commissioner's management, the result in financial savings would permit of greater efficiency of the supervision of insurance matters of the State by permitting of the employment of an actuary, the services of whom have been much needed for some time. Not only would the services of an actuary become a most helpful feature in the insurance affairs of our State, but such a technically trained person through such a merger as I have mentioned could be relied upon to strengthen the examination staff of the Banking Department.

The business of the Insurance Department is regulatory in its nature. It becomes the duty of the Department to determine that the premium rates and makeup of policy contracts are reasonable, just, and equitable. These problems are wholly scientific and demand the services of an actuary in order that policy holders of the State may efficiently be served. No less than fifty insurance coverages are offered by the different insurance companies doing business in the State. The drawing of policy contracts and the development of the companies' rates are done by their actuarial and legal staffs, made up of experts of high ability employed by these companies, who are naturally partial to the interests of the insurance company who employs them. Our State's vital interest is to protect and serve the interests of our people and in their interest the need of competent actuarial talent is indicated beyond question.

The Blue Sky Law, so-called, or law that regulates the sale of securities, ought not to be a part of the work of the Insurance Department. There is no connection between the two. It belongs more appropriately in the Bank Commissioner's Department, and such a consolidation as I have suggested would take care of this.

The crux of the whole matter is what effect and results may be anticipated from such a merger on the basis of

rendering service to the Insurance public and better safeguarding the depositors of our savings institutions.

Of course, you will act in this matter as seems best to you. If you do not approve of this consolidation this will mean that my successor in the office of Governor will appoint an Insurance Commissioner, and I am glad to leave the matter that way.

#### EDUCATION

The work of the State Department of Education is one of the most vital and constructive of the State's undertakings, far-reaching in its influence. Mr. Butterfield, who was Commissioner for many years and under whose leadership the Department had a very material growth, accepted a position in Connecticut, and Mr. Pringle, a deputy under Mr. Butterfield, was made Commissioner by the Board of Education.

This administration caused to be instituted early in 1929 a survey of the teacher training facilities of the State, with particular reference to the relations between the Board of Education and the Trustees of the State University, and I believe that there is today a better spirit of cooperation between these two bodies than has obtained for some time, and that there exists a better understanding of the responsibilities of each.

I caused to be introduced legislation increasing the Board of Education from five to seven members, and when this was passed I appointed to the Board a second woman member, Mrs. Elkins of Concord, and also Mr. Wellman of Manchester, who had been for some time a Trustee of the State University. These appointments have materially strengthened the Board.

I believe that to a greater degree than has heretofore prevailed, New Hampshire should tie in the resources of our State University with the general interests of our State.

#### DEPARTMENT OF AGRICULTURE

The activities of this Department have increased materially in the past few years. Eighteen different laws impose duties upon this Department. All of these are important,



some of them vital to the progress of this basic industry. The work of controlling the spread of contagious and infectious diseases of farm livestock is of major importance; that of eradicating Bovine Tuberculosis taxing the Department's resources to a great extent.

There are a total of 139,070 cattle in the State.. Of this number 97,940 had been tested November 1, 1930, leaving 41,130 untested. Coos, Carroll and Sullivan Counties are accredited free areas, while in Grafton, Belknap and Strafford Counties the tested cattle run from 80% to 95%, with all other sections well advanced.

It is costing the State approximately \$150,000 per year to fight this dread disease in our cattle. I am advised that the greatest concern comes from the fact that this is transmissible through milk to humans and especially to young children. To meet this demand for pure, clean milk from accredited herds, the Commissioner is recommending an appropriation adequate to eradicate the disease within two years. Based on careful estimates this would require \$500,000, but to relieve the burden of cost a recommendation is made to spread the amount over four years.

The work in the Division of the Bureau of Markets requires expansion. The establishment of grades and standards under the Act of 1929 has created a demand for inspection and certification in the past year which the Bureau was unable to meet fully. Foreign markets are demanding export form certificates if they are to purchase our apples, and this requires inspection and means increased personnel and cost. If this need is not met, New Hampshire will be handicapped and have to stand by and see the products of the other New England States, as well as from the West, take precedence in the market over her own goods.

The work of this Department should have most sympathetic consideration and hearty support.

#### DEPARTMENT OF LAW ENFORCEMENT

The subject of prohibition is much discussed today, but despite criticisms and comments claiming that it cannot be



enforced, I take pleasure in citing that New Hampshire is doing a good job in its enforcement and that the record of New Hampshire as to enforcement of the liquor law ranks at the top of the list of states. Our State Department is honestly and efficiently administered, and I believe the sentiment of the State is against any weakening of the Department's powers, or of the Prohibitory Law.

#### THE UNEMPLOYMENT SITUATION

The world-wide financial and industrial depression which all of us have felt directly or indirectly during the past year has given rise to many problems, perhaps the most distressing being that of unemployment. I am pleased to report that based upon careful surveys made from many sources, the situation in New Hampshire is not as bad, probably, as in many of our sister states. From the most recent summaries made, about 80% of normal employment obtains in New Hampshire at the present time. But because this condition may change very quickly, and having in mind that winter is with us, steps were taken a month ago to organize the State to render assistance, should it become necessary. The New Hampshire Branch of the New England Council cooperated with the State Government and I appointed a State-wide Committee of twenty-two with a Chairman and Executive Secretary, the latter being on a full-time and paid basis, who are in touch with the situation and in a position to render assistance to the various communities as needed. At a conference of this Committee held in the Council Chamber a few weeks ago, a representative of each community present expressed the belief that they would be able to take care of their own needs as they may develop, and considerable progress has been made by each local community. Should it become necessary I am sure that you will find a splendid spirit of cooperation exists throughout the State, and no challenge could be more appealing than the challenge to provide food and sustenance and work to any needy citizen of New Hampshire, in a time of distress.

## OF INTEREST AROUND AND WITHIN THE STATE HOUSE

Early in our term of office the Governor and Council felt that some attention should be paid to the large number of visitors who visited the State House and public buildings in its vicinity, many of them tourists from other States, to give them the courtesy and facilities of a guide. To that end an appointment was made of an official guide in the State House, with a desk in the Hall of Flags. This has worked out very well. In addition to acting as official guide the appointee does messenger work between the Departments and has saved considerable thereby on postage charges, and has contributed materially to the efficient conduct of State House work. I believe that the wisdom of this action on the part of the Governor and Council has been thoroughly demonstrated, and have had letters from a number of people from other States who have visited here, testifying to their appreciation of the courtesy and help which they have received through this service. I believe it should be continued and become a regular part of the State's budget.

More and better facilities are needed by some of the Departments, and this is especially true of the Highway Department. Their need for extra space is imperative and the Governor and Council recently executed a lease with the owners of the Patriot Building who will build an additional story thereon, and we have leased same for a term of years, giving the Highway Department extra room and providing additional space for the Public Service Commission as well.

The Governor and Council looked into the matter of the expense of privately-owned automobiles operated by employees of the State, mileage being charged to the State. After careful inquiry we believed that 10¢ per mile was excessive, and that no injustice would be done should 8¢ a mile be the authorized amount, and the reduction was made. The State has saved a material sum by this procedure, and I believe it to be fair.

## STATE POLICE

There has been talk for years of the need of State Police. The increasing depredations of property and general lawlessness have indicated this need more and more. During this administration we have appointed a Commission to look into the matter, and their report will be before you in the near future. The need of State Police is endorsed by the Farm Bureau and the Grange, and the matter is one of considerable importance, at least to the rural sections of the State. I believe the time has come when we can no longer afford *not* to have such a protective agency.

## NEW STATE BUILDINGS

In this administration a law was passed authorizing the erection of a New Hampshire building at the Eastern States Exposition in Springfield, Massachusetts, the Statute providing for the appointment of a Commission charged with the construction of this building, and they have finished their work. We dedicated this building last September, and it is beyond question the most attractive State building on the Exposition grounds, and one in which every New Hampshire citizen can take real pride. Some changes were made in the original plans and granite was substituted for wood in the pillars and front of this building, and a larger exhibition space provided than the original appropriation would cover, but the cost of these has all been met. Some of this cost was contributed by the public, and the balance by the State, and the building is now entirely paid for and is a credit to New Hampshire.

A new Armory was completed at Dover, and dedicated last month, in accordance with Legislation of 1929.

The new building at the State Hospital for the care of the violently insane is now in use. This building represents the last word in accommodation for these unfortunates.

A new piggery was built at Laconia State School.

Splendid new library facilities were given to the Keene Normal School by remodeling and alterations.

## NEW HAMPSHIRE BOARD OF PUBLICITY

Times have changed. Eleven years ago requests for State funds to advertise our many attractions were turned down without debate. Today we have learned that it is the part of wisdom to tell the world about our wonderful resources and invite them to come to see for themselves.

Our Publicity Department has been doing good work, and while it is difficult to measure the results in terms of actual dollars and cents, it has created a vast amount of goodwill for the State. It merits our continued support, and as a bit of evidence of its value to the State, I quote the following letter received by it recently, dated from Minneapolis, December 19th, 1930, from a member of a prominent firm there:—

“I have had in mind for some time writing you. It is late in the year to think of tourists in your State; but perhaps the Christmas season is a good time to say what I want to say,—that is, that, on the basis of two trips in your State in 1929 and 1930, I have concluded that New Hampshire does more for the tourist, and does it more intelligently, than any State I have visited. Your maps, booklets, information bureaus,—these and all your services seem to me excellent. Even the difficulties involved in road construction and repairs are minimized in New Hampshire, and I found every possible help given me in September last in that connection.”

The original of this letter can be seen at the offices of the Publicity Board, upon request.

## YORKTOWN SESQUICENTENNIAL CELEBRATION

In October next, in Yorktown, Virginia, will be held the Sesquicentennial observance of the surrender of Cornwallis at Yorktown. All students of history will remember that the victory of the Colonists under Washington's leadership, over the British Troops under Cornwallis, constituted the turning point of the Revolutionary War. Congress has

authorized the appointment of a Commission to secure the proper celebration of this event and to cooperate with the thirteen original Colonies in forming a suitable program. The President of the United States will be present and make the principal address of the occasion, and New Hampshire has been invited to appoint a Commission for the purposes of the celebration and to appropriate a sum of money to properly represent our State at Yorktown next October. While we live in a material age I feel that we would be derelict in not taking our part in the celebration of such an historic event as the Yorktown Sesquicentennial, and I hope that New Hampshire will join with the other twelve original states and welcome the privilege of contributing its part to this great observance.

#### INSTITUTIONS OF THE STATE

I have visited all of the institutions of the State during my term of office, some several times. The work of these institutions has an appeal to each of us. In a large sense they are well managed and are doing good work.

*The State Prison* at Concord has the largest number of inmates for many years, at this writing there being 185 confined there, as against around 125 when I took office. The Governor and Council have cooperated with the present trustees and authorized changes in the physical equipment there, the removal of certain fire hazards, and the installation of a sprinkler system. The prison is well managed. In some respects it is less like a prison than many others.

New Hampshire has a very real problem coming before her in a few years, because of the passage by Congress of the Hawes-Cooper Act. This bill allows the 48 states to prohibit the sale of prison-made goods. If this act is constitutional, in 1934 it will probably become necessary for radical changes to be made in the disposal of the work, and in the employment of prison labor. Recently a conference was held at our State Prison, with representatives from other New England States, seeking light on the subject. In addition, manufacturers within our own State have com-



plained about the competition from prison-made goods, which are manufactured at a lower overhead cost and a lower labor charge than outside manufacturers have to face. You will very likely be called upon to look into this situation.

*Laconia State School.* Here one looks upon some of the saddest sights in the world—children of impaired intellect; but the Institution is admirably managed under the head of one whose name is a household word to everyone familiar with this work.

*New Hampshire State Hospital.* This Institution, with a population as large as many of our good-sized towns, calls for the largest outlay of money in our Institutional budget. We increase it from time to time, but the need for added accommodations persists. A sobering thought is the fact that the population of our own State Hospital, like those in other States of the Union, is increasing at a more rapid ratio than the general population of the country. No one is competent to solve the problem; we must face it and make provision for it.

*New Hampshire State Sanatorium.* Here we care for those who are afflicted with tuberculosis. The plant is manifestly good, and the layout and natural surroundings are conducive to remedial effort. I believe that more comfortable furnishings should be incorporated in the men's ward and that there should be an extension of recreational facilities on the grounds.

*New Hampshire Industrial School.* Much comment was made in the press about the Industrial School at Manchester, during the last year. In view of the fact that many of the articles which have appeared have been erroneous and have not reflected the facts in the case, I welcome this opportunity to speak to you directly, and give you the true situation as I know it. Last March I visited this School unannounced, and this was followed by three other visits. In the course of these I discovered that it was the custom to inflict certain punishments upon girl inmates of the School which I then said, and say now, savored of barbarism and the dark ages, and which cannot be tolerated in this



enlightened day and generation. Treatment had been given these girl pupils in our Industrial School that is not employed on the hardened criminals in our State Prison, or in any modern State Prison. These punishments on the girl inmates were stopped by Executive order and for months have been a thing of the past. I held no bitterness and no feeling towards any individual in this controversy. I acted solely in an impersonal way, and in line with what I believed to be my duty in the interests of humanity. Acting within the scope of the appointing power vested in the Governor and Council, changes were made in the Board of Trustees last summer. I have given much study to the problem of delinquent children in the past year. I have visited other States and there met those who are carrying on this work successfully, along advanced lines. I invited to the State in the last two months two of the best recognized experts on delinquents in the country. They met in conference with the State Board of Public Welfare, the Trustees of the Industrial School, and the Governor and Council, and much valuable information was secured. They visited the Institution and went over records and plant and met the personnel. Some changes are advisable and should be effected, and these the trustees will undertake to accomplish. Past administrations have all recognized the fact that the old administration building has long been obsolete and should be condemned and razed, but the financial cost of a new building has tended to delay this. It must come sometime and ought to come now, but entirely aside from the building question, more money must be spent at the Industrial School, because there is no greater problem before the State than the problem of the care and treatment of those delinquent children. We must remember that each of these children, under the law, must be discharged from the Institution at or before the age of 21. What the resulting man or woman, father or mother, will be, will to a considerable extent be determined by the treatment received while in the State's care. New Hampshire cannot afford to be parsimonious in its appropriation for this

work in Manchester. Sufficient money should be appropriated for the operation of the School to insure the employment of a personnel that is trained and fitted to understand this problem of delinquent children. We may save a few thousand dollars a year by hiring employees who are secured on a low salary, but it is almost certain the net results will be to cost us many thousand dollars more in the future. If ever the saying was justified, "the best is the cheapest," it is in this matter of equipment for the handling of this great problem. It should always be borne in mind that the Industrial School is primarily for remedial treatment, and not a penal institution.

Recently there has been put into the hands of the Governor and Council a survey made of the various Institutions, with reference to the fire hazards, tending to eliminate same. These suggestions have been taken up with the heads of the various Institutions, and were returned to this Department too late for action in this administration. The replies received are being transmitted to the next administration. From our knowledge of conditions we believe that in some cases, at least, these suggestions should be carried out.

I have set before you these experiences that I have gained in the past two years and the resulting conclusions that I have herein expressed, in the hope that they may be helpful to you in your work.

I think I can truly say that no Governor ever enjoyed the work of the office more than I have. I count it a high privilege to have represented New Hampshire as Chief Executive. I acknowledge gratefully the courtesies and cooperation that have been extended to me from Department heads and employees. I shall miss the work of the Executive Department and the associations with each member of my Council. We began our labors together two years ago as officials. We complete our labors today as friends.

I commend to you him who tomorrow will succeed me as Governor. He has a background of previous service in the office that will be of great value to him and the State. He is worthy and well qualified.

In closing, having in mind the vicissitudes of Legislative sessions, it is perhaps too Utopian to invoke the words of the Psalmist and say to you: "May all your ways be pleasantness, and all your paths be peace."

But I do want to leave with you six lines, the spirit of which is so much needed as we do the day's work, whether as representatives of the Government of our State, or as private citizens:

"Four things a man must learn to do,  
If he would make his record true;  
To think without confusion clearly,  
To love his fellow-man sincerely;  
To act from honest motives purely,  
To trust in God and Heaven securely."

#### RESOLUTION

On motion of Senator Ferguson of District No. 5.

*Resolved*, That the Senate and House of Representatives in convention assembled this seventh day of January, 1931, has listened with gratification to the farewell message of Governor Charles W. Tobey, and hereby express to him the high esteem in which we hold him and his conduct of his office.

#### REPORT OF COMMITTEE

Senator Emery of District No. 16 for the joint committee to whom was referred the return of the votes cast for Governor and Councilors at the last biennial election reported that they had examined, compared and counted the same, with the following result:

## FOR GOVERNOR

	John G. Winant	Albert W. Noone	Fred B. Chase
Rockingham county	10,734	5,141	26
Strafford county	7,944	5,093	25
Belknap county	4,123	2,815	3
Carroll county	3,531	1,262	7
Merrimack county	12,325	5,725	28
Hillsborough county	16,927	22,909	156
Cheshire county	4,383	2,073	12
Sullivan county	3,506	2,158	9
Grafton county	6,372	3,433	7
Coos county	5,673	3,827	15
Totals	75,518	54,441	288
Total vote . . . . .		134,198	
Plurality for Winant . . . . .		21,077	

## FOR COUNCILORS

*First District.*

Charles B. Hoyt, Sandwich, r	had	14,247	
Ovide J. Coulombe, Berlin, d	had	8,087	
Plurality for Hoyt			6,160

*Second District.*

William S. Davis, Barrington, r	had	16,585	
Samuel T. Ladd, Portsmouth, d	had	9,878	
Plurality for Davis			6,707

*Third District.*

James J. Powers, Manchester, d	had	14,595	
Arthur P. Morrill, Manchester, r	had	10,912	
Plurality for Powers			3,683

*Fourth District.*

Fred T. Wadleigh, Milford, r	had	12,587	
Chauncey J. Newell, Alstead, d	had	9,188	
Plurality for Wadleigh			3,399

*Fifth District.*

William B. McInnis, Concord, r	had	16,461
William P. Nolin, Claremont, d	had	9,324
Plurality for McInnis		7,137

An inspection of ballots was held in the State House on November 29, 1930 for Representative in the town of Rollinsford. Willoughby Colby and Miss Jessie Doe were present. The result of the inspection remained the same as the votes returned after the biennial election on November 4, 1930, 254 votes for Gardner Grant and 254 votes for Jessie Doe.

An inspection of ballots was held in the State House December 19, 1930 for State Senator, District No. 21. Frank F. Fernald and Austin L. Calef were present. The result of the inspection gave 3052 votes for Fernald and 2928 votes for Calef, with a majority of 124 votes for Fernald.

## RESOLUTION

On motion of Senator Brackett of District No. 24.

*Resolved*, That a committee of five be appointed by the chair to wait upon the Honorable John G. Winant and inform him officially of his election as Governor of the State of New Hampshire and that the Senate and House of representatives are ready to receive any communication from His Excellency at such time as he may desire.

The chairman named as such committee Senators Brackett of District No. 24 and Hart of District No. 4. Miss Greenfield of Rochester, and Messrs. Winslow of Nashua and Henderson of Durham.

On motion Senator Fernald of District No. 21.

*Resolved*, That a committee of three be appointed by the chair to wait upon Charles B. Hoyt, William S. Davis, James J. Powers, Fred T. Wadleigh and William B. McInnis and inform them officially of their election to the Honorable Council.

The chairman named as such committee Senator Fernald

of District No. 21, Mr. Adams of Portsmouth and Mrs. Brungot of Berlin.

On motion of Senator Carroll of District No. 6 the convention rose.

## HOUSE

### SPECIAL ORDER

Mr. Duncan of Jaffrey called for the special order, it being the drawing of seats.

### RESOLUTION

On motion of Mr. Duncan of Jaffrey.

*Resolved*, That the following members be authorized to choose seats in advance of the drawing:

Messrs. Henderson, Durham; chairman, Ways and Means; chairman, Appropriations; chairman, Public Improvements; chairman, Industrial School; chairman, Judiciary; chairman, Revision of the Statutes.

Callahan, Keene; Lee, Concord; Dudley, Exeter; Leith, Lancaster; Pingree, Berlin; Minority nominee for Speaker; Small, Rochester; Blandin, Bath; Duncan, Jaffrey; Adams, Portsmouth; Adams, Hampton; Bartlett, Manchester; Bickford, Manchester; Gagne, Somersworth; Keefe, Dover; Cilley, Exeter; Chairman, Fisheries and Game; Shaw, Chichester; Pray, Portsmouth; Freeman, Concord; Hutchins, Stratford; Osborne, Sunapee; Ross, Lebanon; Burbank, Berlin; Chickering, Chesterfield; Fowler, Washington; Wilder, Gilsum; Moody, Greenland; Molloy, Nashua; Drake, Lebanon; Clow, Wolfeboro; Lamson, New London; Emerson, Hampstead; Neal, Meredith; Currier, Manchester; Hancock, Milan; Seavey, North Hampton; Gile, Tilton; Carr, Manchester; Davis, Salisbury; Stewart, Rumney; Chamberlain, Milton; Jewell, Stratham; Parkhurst, Columbia; Reed, Nashua; Hodgdon, Portsmouth; Robbins, Manchester; Quinby, Laconia; Plumer, Alexandria.

### REPORT OF COMMITTEE

Mr. Emery of Rochester for the committee appointed to consider the selection of a chaplain recommended the elec-



tion of Rev. Edwin B. Young of Rochester and offered the following resolution.

*Resolved*, That the Rev. Edwin B. Young be nominated as Chaplain of the House and that the clerk cast one vote for him as the unanimous choice of the House.

The resolution was adopted, the vote cast as directed and Rev. Edwin B. Young declared elected chaplain.

On motion of Mr. Burbank of Berlin at 4:55 o'clock the House adjourned.

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THURSDAY, JANUARY 8, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

#### LEAVES OF ABSENCE.

Messrs. Wiley of Laconia and Willett of Manchester were granted leaves of absence for the week on account of sickness.

Mr. Eagan of Manchester was granted leave of absence for the day on account of sickness.

Messrs. Miner of Warner and Wells of Danbury were granted leaves of absence for next Tuesday on account of important business.

#### PETITION PRESENTED AND REFERRED.

By Miss Greenfield of Rochester. Petition of Jessie Doe of Rollinsford praying for a seat in the House.

Presented and referred to the Committee on Elections.

#### BILLS AND JOINT RESOLUTIONS INTRODUCED.

The following bills, having been presented previous to the assembling of the Legislature were severally introduced, read a first and second time and referred as follows:

House Bill No. 1. An act relating to state aided highways and increasing the apportionment therefor. To the Committee on Public Improvements.

House Bill No. 2. An act increasing the apportionment for state maintenance of town highways. To the Committee on Roads, Bridges and Canals.

House Bill No. 3. An act relating to the expenditure of funds of the highway department. To the Committee on Public Improvements.

House Bill No. 4. An act amending the charter of the city of Concord.

On motion of Mr. Baker of Concord the rules were suspended and the bill referred to a special Committee consisting of the delegation from the city of Concord.

House Bill No. 5. An act authorizing the enlargement and extension of the system of water works in the City of Concord and ratifying certain acts to that end.

On motion of Mr. Baker of Concord the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Concord.

House Bill No. 6. An act uniting Bristol union school number 2 and the Bristol town school district. To the Committee on Education.

House Bill No. 7. An act to authorize the City of Concord to issue water works bonds.

On motion of Mr. Baker of Concord the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Concord.

House Bill No. 8. An act relative to the taking of brook trout from Beaver pond in Woodstock. To the Committee on Fisheries and Game.

The following bills were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

House Bill No. 9. An act relating to the county convention of Sullivan county. To the Committee on Judiciary.

House Bill No. 10. An act to abolish the poll tax for women. To the Committee on Revision of the Statutes.

House Bill No. 11. An act to provide for an increase in salary for the solicitor of Sullivan county.

On motion of Mr. Leahy of Claremont the rules were

suspended and the bill referred to a special committee consisting of the delegation from the County of Sullivan.

House Bill No. 12. An act relating to the season on brook trout. To the Committee on Fisheries and Game.

House Bill No. 13. An act dispensing with oaths and affirmations in certain cases. To the Committee on the Judiciary.

On motion of Mr. Duncan of Jaffrey the rules were suspended and unless called for joint resolutions to be read a first and second time by their captions.

The following joint resolutions were severally read a first and second time, laid upon the table to be printed and referred as follows:

House Joint Resolution No. 1. Joint resolution providing for the maintenance of the Sugar Loaf road bordering on Newfound lake in the town of Alexandria. To the Committee on Public Improvements.

House Joint Resolution No. 2. Joint resolution for the reconstruction of the main highway leading from the Claremont-Unity town line to Sullivan county farm in the town of Unity. To the Committee on Public Improvements.

House Joint Resolution No. 3. Joint resolution in favor of Frederic E. Small. To the Committee on Claims.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had passed the following concurrent resolution in the passage of which it asked the concurrence of the House of Representatives.

*Resolved*, by the Senate, the House of Representatives concurring, that the joint rules of the last session of the Legislature be the joint rules of this session until otherwise ordered.

On motion of Mr. Small of Rochester the House concurred in the resolution sent down from the Honorable Senate.

## HOUSE EMPLOYEES

The Speaker announced the following appointments:

*Custodian of Mail and Supplies.*—Clifton K. Barton of Croydon.

*Warden of the Coat Room.*—George A. Simpson of Center Harbor.

*Assistant Warden of the Coat Room.*—Ross P. Sanborn of Ashland.

*Library Messenger.*—Charles A. Cloutman of Dover.

*Telephone Messenger.*—Eli Langlois of Concord.

*Pages.*—Arthur M. Clark of Portsmouth, H. C. Johnson of Berlin, Charles Sargent of Penacook, Harry Parshley of Strafford and W. Robert Harris of Manchester.

*Speaker's Page.*—Percy S. Congdon of Colebrook.

## RESOLUTIONS

On motion of Mr. Cilley of Exeter:

*Resolved*, That the Sergeant-at-Arms of the House be instructed to procure and furnish to each member of the House and officers thereof, during the days when the House is actively in session, one daily newspaper, published in the state, each member and officer to choose the paper he desires to have and indicate the same to the Sergeant-at-Arms forthwith.

On motion of Mr. Pingree of Berlin:

*Resolved*, That the Clerk of the House be instructed to procure as soon as possible, 2000 copies of the legislative manual, in substantially the same form as 1929, for the use of the House and Senate and the Executive Department.

On motion of Mr. Duncan of Jaffrey:

*Be it resolved*, by the House of Representatives, the Senate concurring, that His Excellency, Governor Charles W. Tobey, be requested to accept, as his personal property and as an expression of appreciation of his service as Chief Executive, the state flag now in the governor's office in the state house.

On motion of Mr. Nash of Concord:

*Resolved*, That the committee on rules with such members as the Senate may join, be a committee on joint rules of the House of Representatives and the Senate.

On motion of Mr. Lee, of Concord:

*Resolved*, By the House of Representatives, the Senate concurring, that a committee of three on the part of the House and two on the part of the Senate, be appointed to make the necessary assignment of rooms for the presiding officers and committees of the House and Senate and to report said assignments to the House and Senate as early as possible.

On motion of Mr. Callahan of Keene:

*Resolved*, That the clerk be instructed to procure the usual number of copies of the final message of His Excellency, the Governor.

On motion of Mr. Henderson of Durham:

*Resolved*, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in joint convention at 12:15 o'clock for the purpose of receiving His Excellency the Governor, and any communication he may be pleased to make, and for the transaction of such other business as may properly come before such convention.

On motion of Mr. Lee of Concord:

*Resolved*, That when the House adjourns this morning it be to meet tomorrow morning at 9 o'clock, and when the House adjourns tomorrow morning it adjourn to meet on Monday evening at 7:30 o'clock.

On motion of Mr. Small of Rochester at 11:30 o'clock the House took a recess for 30 minutes.

#### AFTER RECESS

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following resolution:

*Resolved*, That the Senate will be ready to meet the House

of Representatives in joint convention as suggested by the House message, at 12:15 o'clock, for the purpose of receiving His Excellency, the Governor, and any communication he may be pleased to make, and for the transaction of such other business as may properly come before such convention.

#### JOINT CONVENTION

The Honorable Senate then came in, and the two branches being in convention, Senator Brackett of District No. 24 for the committee appointed to wait upon Honorable John G. Winant and inform him officially of his election as Governor of the State of New Hampshire, reported that it had attended to its duty; that the Governor-elect had accepted said office, and would meet the Senate and House of Representatives in convention at the earliest convenient time to take the oath of office and make such communication as he deemed proper.

The report was accepted.

Senator Fernald of District No. 21 for the committee appointed to notify Charles B. Hoyt, William S. Davis, James J. Powers, Fred T. Wadleigh and William B. McInnis of their election as members of the Honorable Council, reported that it has attended to its duty, and that the gentlemen named had accepted the office to which they had been elected.

The report was accepted.

#### RESOLUTION

On motion of Senator George of District No. 15:

*Resolved*, That the chair appoint a committee of three consisting of one Senator and two Representatives, to escort the Governor and Governor-elect to the House of Representatives.

The chairman appointed as such committee, Senator George of District No. 15 and Messrs. Wilder of Rindge and McGreal of Somersworth.

The Governor and Governor-elect attended by the Honorable Council and Council-elect then came in, and the



Honorable John G. Winant, Governor-elect, then took and subscribed to the oath of office and oath of allegiance before the President of the Senate and in the presence of both branches of the legislature, whereupon the Honorable Arthur R. Jones of District No. 10, President of the Senate, made proclamation as follows:

John G. Winant, having been duly elected Governor of New Hampshire, accepted the office and taken the oaths prescribed by the Constitution, I do hereby declare and proclaim His Excellency John G. Winant Governor of the State of New Hampshire, to hold the office during the period prescribed by the Constitution and Laws of the State, and I present Your Excellency with a copy of the Constitution of the State as a guide in the discharge of your official duties.

His Excellency then read the following message:

#### GOVERNOR'S MESSAGE

##### *Honorable Senators and Representatives:*

In compliance with a custom that is as old as the constitutional requirement to subscribe to the oath of office, I appear before you to state briefly my views on matters that affect the public welfare. It has seemed to me that at this time and on this occasion I might be of more service in suggesting a point of view rather than attempting at the beginning of our common task to prejudge needs and fix objectives without having joined with you in collecting evidence and studying state wants.

In the present situation which confronts us I feel very strongly that certain essential spiritual qualities are needed in order to restore confidence. We have come to recognize that neither over-optimism nor fear are safe guides as controlling factors in maintaining economic stability. We can do more to restore normal conditions by undramatic and unselfish effort combined with hard work and a quiet faith than through legislative panaceas.

A memorandum prepared in October, 1921, for the White House conference on unemployment, by Mary E. Richmond, and recently published by the Russell Sage Founda-

tion, makes many constructive suggestions and sums up the experience of similar periods. First we are told that "insofar as industry has not already perfected plans and the government has not yet completed arrangements for increasing the amount of real work, neither the one nor the other can carry the situation this winter"; therefore, the already established social and relief agencies must be supported.

There has been an effort to establish local committees in the communities affected in this state. Decentralization is essential in handling this problem, but the first step toward this is co-operation among all agencies in local communities with centralized planning and a single confidential master list of all applicants for help placed in the proper hands. All requesting assistance should receive individual attention and their particular needs understood. Wholesaling of misery only leads to more misery. So called "made" work should be avoided. This form of well-intentioned help is an expensive method of expending relief money and does not save the self-respect of the recipient. Wherever possible trained social workers should be put in charge of investigating cases, and where necessary volunteers could work under their direction. Some of the effects of unemployment are "homes lost in the buying; money borrowed on disastrous terms; household effects gathered slowly will be scattered, occupants of separate homes will move into furnished rooms, dwellers in decent neighborhoods will be driven into meaner streets, a lower moral tone will follow upon loss of privacy, lodgers will be taken in who are unfit companions for children; large families will be insufficiently fed on the part-time earnings of one member; children will be taken from school prematurely." These things should be understood by the people and prevented, and this can only be accomplished by each individual citizen doing his best to help. Generous gestures and noisy publicity are not helpful. In similar crises immigration has relieved the situation; migration within the country may be good or bad. Here chain employment agencies could save men

from wandering long distances to places where there is no work for them. Temporary changes of occupation, part-time work, savings, credit by landlords, tradesmen, friends, relatives and neighbors are major avenues of relief. Churches, fraternal organizations and relief societies help complete the circle of mitigating agencies. These are ways in which we might be helpful.

An investigation of usurious rates charged on personal character loans by persons, firms or companies would in my opinion bring relief to resident borrowers.

A rehabilitation act was placed on the statute books in 1925. It provided for the promotion of vocational rehabilitation of persons disabled in industry or otherwise and their return to civil employment. This law should be put into immediate operation by the appropriation of \$5,000 to meet an equal sum donated by the federal government.

The state today gives aid to dependent mothers. The funds appropriated were administered by the Department of Education until the last session of the legislature when they were transferred to the Department of Public Welfare. The reason for the transfer, as I understand it, was due to a change in public policy in regard to the character of the aid given. The policy originally laid down permitted the use of these funds on a temporary basis to meet an emergency, payments being withdrawn as soon as the family had been assisted to a position of self-support. No one accepting aid under the poor laws was permitted to receive benefits given under this act.

A later conception of the proper functioning of this humane measure disregarded the earlier rehabilitation features in an effort to keep such families together regardless of their acceptance of other public monies. These cases had previously been cared for by town or county funds. In my judgment both objectives sought had merit. The most critical months of distress this year will be January, February and March. I would suggest an immediate emergency appropriation under this act and request that the administration of the funds so granted be handled jointly

by the Department of Public Welfare, the Department of Education, and the Governor and Council. Children and dependent mothers deserve our first consideration.

If, in letting contracts for both private and public work during this calendar year, we make an effort to properly protect New Hampshire workmen, it will materially help the unemployment situation. The advantages of doing necessary building and construction work when costs are low are obvious. We are a small state; we are a poor state, but we intend to take care of our own.

In a similar address five years ago, I pointed out that our "so called state budget is merely a listing of requests of the departments and institutions. Budgeting requires a searching analysis of the requirements of each department and institution for which the present executive machinery does not provide the necessary personnel. Permanent economy requires the preparation of accurate budgets." In order to prepare an effective budget law, I shall ask the co-operation of the Judiciary Committee of the House and Senate. In order to construct a correct budget bill to meet the necessary expenditures for 1931 and 1932, I shall ask for the co-operation of the Appropriations Committee of the House and the Finance Committee of the Senate. In order to assay the revenue and equitably proportion the tax burden, I shall ask for the co-operation of those committees of the House and Senate that are designated to consider such measures.

I further pointed out to the incoming legislature of 1927 that "among the recommendations of the accountants employed by the state is the inclusion of appropriation liabilities in the state debt. The state is a going concern and the failure to include appropriation liabilities in statements of its financial position is analogous to an individual who claims to be worth the money he has without regard to the obligations he owes."

In order to show the exact condition of the treasury, I insisted that the books during my administration be placed upon an accrual rather than on a cash basis which set up all

outstanding liabilities. This practice together with the financial control which was centered in the state treasury was abolished by my successor. I was glad to see it reinstated by the present treasurer.

Insofar as I have been able to forecast the condition of the treasury as of June 30, 1931, the end of the state fiscal year, there will be a cash deficit of approximately a million dollars. The authority to make temporary loans given the Governor and Council is limited to six hundred thousand dollars.

The credit of the state is ample to meet this situation either through temporary borrowing or by a bond issue, but both methods of handling require legislative action.

In finding a way to fund this debt means should be provided for paying it. The need of working capital to carry on the state's business and a more definite method of retiring other bonded indebtedness should receive your attention. The financial policy of the state has been handled with conscience and intelligence by succeeding administrations, and while we are blessed with a small indebtedness we still enjoy most of the advantages of a modern state and excellent credit.

Passages in the annual message of the President of the American Farm Bureau delivered this Fall in Boston, stimulate thought. The heavy tax burden resting on agriculture and the problems of distribution are the major themes of this address. In dealing with the first problem, President Thompson states that "there are obviously two remedies: First, economy in government, and second, a change in the method of taxation." I personally know of no other way of meeting this problem. His theories on distribution are prefaced by the following statement:

"We are repeatedly told that the present economic distress is the result of over-production—over-production of farm produce, over-production of manufactured goods. Careful study indicates this statement is not supported by facts. I recognize that there is a very genuine market surplus—goods that cannot be sold with adequate return to



producer. But in terms of human needs there is no surplus. In our great cities today there are hundreds of thousands of men and women walking the streets idle. Factory doors are dark and multitudes are hungry. There are today, too, millions of farm people in need of every product of these factories, and there are millions of dollars worth of farm products rotting in the ground because there is no market for that produce. The fault cannot be explained by the word 'surplus'; on one hand millions needing and desiring food and the wherewithal to buy food—on the other hand millions desiring the product of the hungry workers of the city.

"The breakdown is in the distribution. Somewhere between the farm and the factory, between the factory and the farm, the system fails to function and the result is the conditions of today."

He ascribes the primary cause of our economic distress to a breakdown somewhere in the chain of distribution which he supports with the following statistics:

"An investigation of the baking industry by the Federal Trade Commission determined that the consumer is paying  $8\frac{1}{2}$  cents for a loaf of bread, and the producer is receiving 1 cent for the wheat that goes into that loaf. In other words, the wheat grower is receiving  $13\frac{4}{10}$  percent of the dollar paid by the consumer for bread;  $86\frac{6}{10}$  cents out of the dollar went to pay for costs and profits taken between the farmer and the consumer.

"The situation in the cotton industry is almost as bad. The United States Department of Agriculture found in the study made in ten eastern cities that from every dollar spent by the consumer for cotton goods the producer was receiving from 15 to 20 cents for the raw material.

"In the wool clothing industry the Federal Trade Commission found that the farmer was receiving about 18 cents out of the dollar spent by the consumer for men's suits, excluding trimmings.

"Nor is this wide margin between the prices received by the farmer and the consumer confined to articles which are manufactured before reaching the consumer. The pro-



ducers of Connecticut Valley onions receive only 26 to 28 cents of the dollar paid by the consumer for these onions. The other 72 to 74 cents is absorbed by agencies between the farmer and the consumer—this according to a study published by the Departments of Agriculture of the United States and of Massachusetts.”

In 1925 we put on the statute books of New Hampshire the most progressive farm marketing bill in the northeast for the purpose of encouraging the orderly marketing of agricultural products through co-operation. This might be utilized to correct excessive distribution charges on products produced in this area.

There is another agricultural problem which confronts us. It is possible within the next two years to eradicate all tubercular cattle from the state at the cost of approximately half a million dollars. Aside from any benefit that might be derived from this action as a health measure, it should place a premium on the price of the out-of-state consumption of New Hampshire milk, and it should further make New Hampshire a more ready market for tested cattle. This is a business proposition involving the balancing of the advantages to New Hampshire cattlemen and milk producers against the cost of lending State credit to permit accomplishment within the two year period rather than through smaller annual appropriations over a longer period of time. If the legislature decides to act on the recommendation of the Department of Agriculture, I would urge a more complete protection against border invasion by untested animals.

The rural sections of New Hampshire provide good farming land and should continue to return income to the industrious and intelligent farmer. The winters, however, are long and rigorous. If some inventive mind could establish winter industries which would provide the people on our hills and in our valleys with small craft industries during the winter, it would add appreciably to the happiness of their lives and to the total yearly income.

A Gold Star Mother living on the shores of Lake Asquam

has developed the Sandwich Industries which has gained a reputation for fine craftwork which is already established beyond the borders of the state.

The Agricultural Extension Service of the State University now does effective work in agriculture and in home economics. An additional sum providing for a specialist along industrial art lines in two or three of the counties might be of great service to certain sections of the state.

The recommendation of the Highway Commission to increase its appropriations to rural roads from gasoline road tolls, I hope will meet your favorable consideration.

The Report of the Recess Tax Commission shows that "New Hampshire has relied almost wholly upon the general property tax for its revenue, and this tax still produces more than 80 per centum of the total."

For the last tax year of the towns and cities out of every dollar paid to the collectors by the tax payers only six and six-tenth cents went for the support of the state government under the so called state tax. Although it must be understood that this does not include fees, franchise, license and other sources of revenue accruing to the state, the preponderance of the tax burden still rests on general property.

The Constitutional Convention recognized the need of decreasing outgo and provided for additional revenue without added cost to New Hampshire taxpayers in the passage of an amendment that would have given the Executive the right to scrutinize and veto or decrease individual items in appropriation bills, and in a further amendment which would have legally permitted the state to collect its Federal credits under the Federal Inheritance Tax law.

It has been my understanding that the second of these amendments which failed to receive the necessary two-thirds majority on November fourth would have done no more than empower the Legislature to pass an Enabling Act permitting New Hampshire to collect back from the Federal government an 80% rebate on all Federal Inheritance Taxes collected from New Hampshire decedents. I urged the passage of this amendment. In my opinion, if all the

people had understood this issue it would have been overwhelmingly endorsed. The opposition had their way and it is only justice to the people to test the validity of their statements to the public.

In an editorial in the Manchester Union on November 1st under the heading "What need of an Amendment?" there appeared the following statement from which I quote: "Mr. Carr contends that New Hampshire can participate in the estates tax collected by the Federal government without adopting an amendment to the Constitution. He is supported in this view by other prominent men, among whom is Senator Moses, according to friends of the Senator who have heard him express that belief." The money to be derived from this rebate is urgently needed. I ask you to follow the advice given and to petition the Supreme Court for an opinion on this matter, and in the light of that decision to take such action as will insure a method of collection. My only interest in this matter is to obtain for the state money that is rightly due it.

Today we have in New Hampshire an excellent public school system supported by two efficiently managed Normal Schools and supplemented by the State University. May I suggest as did a great Scotchman talking to the students of St. Andrews that "the greatest university of the land was the poor proud homes from which they had come and which said so long ago, 'There shall be education in this land.' She, not St. Andrews, is the oldest university in Scotland, and all the others are her whelps." And so it is in New Hampshire. Honorable as are these institutions of learning they are but the finer instruments of progress, the doors of opportunity, that open from the homes of New Hampshire and the burden of their maintenance rests upon the shoulders of the common weal.

When addressing the legislature on January 5, 1927, I dealt at length on the utility situation as it affected New Hampshire. May I quote briefly from that address:

"The public as investors in the securities of public utility holding corporations need protection. The difference be-

tween the holding corporation and the operating company is very great and not clearly appreciated. The legislature should be alert to the danger of the New Hampshire public buying securities in public utility holding corporations which are outside the jurisdiction of the Public Service Commission and over which security issues the Public Service Commission has no jurisdiction, even though the interest on these securities may be derived from New Hampshire public utility operating companies. This might well result in promoters having taken their profit and gone from the state, leaving New Hampshire investors with watered stock in an outside holding company the interest on which was paid from local operating companies and maintained only by charging unwarranted rates for light and power. We cannot tolerate any policy that will leave the New Hampshire investor pitted against the New Hampshire user of light and power with the third party in fact the guilty profiteer." What I said then I believe now.

I wish here to pay tribute to the unselfish, and effective service rendered by the Honorable Fred H. Brown as a member of the New Hampshire Public Service Commission. His acceptance of the position at my request meant a serious financial sacrifice. In a critical period when hydro-electrical development and consolidation were radically changing the aspects of the industry in its relation to the public, he has fearlessly and impartially protected the rights of the people of New Hampshire.

The recent announcement involving understandings and consolidations of four great eastern railroad trunk lines necessarily affects the transportation systems of New England. I hope that the New England Railroad Committee appointed by the governors of the New England states will review its findings and continue its studies in the light of recent developments, and that the several New England governors will continue to give their support to a continued investigation of the facts. This problem is not political but economic in character. It affects not only the transportation system of the several New England states

but also industry, agriculture and the entire community interest.

In 1925 we organized the New Hampshire Publicity Bureau. Since tourist service stations have been established in many sections of the state, this has stimulated travel in New Hampshire. I believe that at small additional cost we could set up an industrial research service which might call attention to industrial opportunities that are not now appreciated. Both the railroads and the power companies would probably be willing to supplement this type of research in order to develop industry that would utilize electrical energy and increase freight movements.

This might be supplemented by laboratory research, utilizing facilities at the State University that are available for state use.

We have already begun a survey of the coastal erosion problem to protect our beach and seacoast, and we have recently made a careful survey of the mineral resources of the state, and it may be possible by building narrow but firm roadbeds into sections that now have no railroad outlet to make available non-metallics that today have a market value. This has been successfully done in North Carolina.

There should be uniform traffic regulations throughout the United States. The heavy toll of life and the serious personal and property damage resulting from motor vehicle accidents could well occupy the entire time of a legislative committee.

I have agreed to call together a convention of sportsmen with representation from all groups and all sections of New Hampshire. This will give us an opportunity to work out with them a common program of progress.

There has been a thorough survey and an exhaustive report prepared on the general subject of probation. In dealing with adults and juvenile delinquents, it presents a program that deserves serious consideration and constructive action.

The care of state dependents presents an institutional problem. I believe that a policy that looks forward to in-



vesting more money in supervision and prevention will better solve our social needs and diminish costs in state expense and human suffering. The decreased cost of commodities should lessen the expenditure for maintenance. It would also permit the substitution of higher standards of foodstuffs which would benefit patients. Greater standardization in buying and a closer co-operation between the Purchasing Department and the state laboratories would be helpful in my judgment.

The State Purchasing Agent is clothed with the power of the Governor and Council. Since this is so it would seem to me to be a more businesslike arrangement to have the Purchasing Agent appointed at the pleasure of the Governor and Council rather than for a fixed term of three years. This office is underpaid.

The question of consolidation of at least two major departments is before you. I feel that in dealing with the Department of Banking and the Insurance Department efficiency of service is more important to the public than effecting economies.

The Board of Health laboratories should be re-organized and made a more useful health agency.

The decrease in infant mortality is largely due to the excellent work accomplished by the State Maternity Division of the Board of Health.

The great National Child Conference called by the President of the United States plans to supplement the Washington meeting with state action. This I hope will have your interested support. We must never forget Mr. Hoover's statement that "Human progress marches only when children excel parents."

The office force of the Governor is limited by statute to a secretary, one stenographer and a messenger to serve during the legislative session. This is inadequate to permit efficient service. I shall ask for authority to employ sufficient assistance to enable me to properly administer the state's business.

In reviewing the need for necessary legislation, it may be



of interest to those who took an active part in the recent election to know that under Article 95 of the Constitution of the State of New Hampshire, no "members of congress, or any person holding any office under the United States, shall at the same time hold the office of governor."

Those sections of previous messages which I forwarded to the legislature of 1925 which are pertinent to the work at hand or might be useful to you in this legislative session will be printed and distributed.

There was written not long ago a thoughtful book entitled "Mankind at the Crossroads." There comes in the life of a state, as with individuals, the necessity and the opportunity to reconsider its course and to re-establish its way of life, and to again give answer to the question that was asked of Peter at the gates of Rome, "Whither goest thou?"

It may be that we are in such a crisis and that the light of experience will carry us back to the hopes and aspirations and accomplishments of an earlier day. Perhaps the wisest interpreter of the last generation to state America's contributions to civilization was Charles W. Eliot, President of Harvard University. In singling out those attributes in our public life which justly deserved the respect and admiration of the world he states that "The first and principal contribution is the advance made in the United States, not in theory but only in practice, toward the abandonment of war as a means of settling disputes between nations, the substitution of discussion and arbitration and the avoidance of armaments." This was written 35 years ago but in spite of our early leadership toward world peace through arbitration we have not yet followed the executive recommendations of four successive presidents to subscribe to the World Court.

"The second eminent contribution which the United States made to civilization," said Eliot, "is their thorough acceptance, in theory and in practice, of the widest religious toleration." We might think that over in the light of recent

elections. I mean all of us. We must mend our ways if we expect to be a kindly tolerant people.

A third characteristic that is claimed for us is the successful development of universal suffrage. Anyone reading the constructive criticisms of local government made by the Governor of New York in his recent inaugural address will give sober consideration to the lack of intelligent continuous interest by the electorate in our town and municipal governments.

A fourth contribution which Mr. Eliot listed is that "property has never been safer under any form of government." This tribute may have been deserved at the time, but we are forced to admit today that neither life nor property enjoys equal protection here as compared with other less fortunate countries.

One other comment may be pertinent to the times. It is a statement that Mr. Eliot makes that "No people have ever welcomed so ardently new machinery and new inventions generally." In this period of difficult economic adjustment we must continue to recognize that two important factors contributing materially to national prosperity have been the willingness of our outstanding industrial leaders to pay high wages and the co-operation of workers with management to accept labor saving devices. The continued acceptance of the advances of science by labor and a wage scale which permits American standards of living are both essential to progressive industry.

We approach the duties of office with serious purpose, but let us also be happy minded. Anger, cynicism, criticism cloud the picture. It is so easy to be swept by righteous indignation and so difficult to be of any lasting help to mankind.

What we say here is of little moment, but what we do here will affect for good or evil the constituency who placed in our hands a public trust and the people whom we have sworn to "represent, protect and defend."

On motion of Mr. Callahan of Keene:

*Resolved*, That the message of His Excellency, the Governor, be laid upon the table and the clerk be directed to procure the usual number of printed copies.

On motion of Senator George, of District No. 15 the Convention rose.

HOUSE

On motion of Mr. Small of Rochester at 1:50 o'clock the House adjourned.

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FRIDAY, JANUARY 9, 1931.

The House met at 9:00 o'clock according to adjournment.

The following letter was read by the Clerk:

Portsmouth, N. H., January 9, 1931.

Mr. Harold H. Blake,

Concord, N. H.

*Dear Sir:*

I shall be unable to attend the session on Friday morning. Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH,

*Speaker.*

There being manifestly no quorum at 9:01 o'clock the House was declared adjourned.

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MONDAY, JANUARY 12, 1931.

The House met at 7:30 o'clock according to adjournment.

The following letter was read by the Clerk.

Portsmouth, N. H., January 12, 1931.

Mr. Louis P. Elkins,

Concord, N. H.

*Dear Sir:*

I shall be unable to attend the session on Monday evening. Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH,

*Speaker.*

On motion of Mr. Frazer of Monroe at 7:31 o'clock the House adjourned.

TUESDAY, JANUARY 13, 1931.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

## LEAVES OF ABSENCE

Messrs. Wiley of Laconia, Worthen of Manchester, Wilder of Rindge and Willett of Manchester were granted leave of absence for the week on account of illness.

Mrs. Hammond of Gilford was granted leave of absence for the day on account of important business.

Messrs. Osborne of Sunapee and Webster of Canaan were granted leave of absence for Wednesday on account of important business.

## COMMITTEE REPORTS

Mr. Ahern of Concord for the special committee consisting of the delegation from the city of Concord to whom was referred House Bill No. 5, An act authorizing the enlargement and extension of the system of water works in the city of Concord and ratifying certain acts to that end, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend House Bill No. 5, entitled "An Act authorizing the enlargement and extension of the system of water works in the city of Concord and ratifying certain acts to that end", by inserting in section 1 thereof, after the words "aqueduct or water-works company" the following: and within the following described territory, to wit, the water shed of the Soucook river lying north of the North Pembroke road; so that said section as amended shall read as follows: 1. *Extension into Pembroke.* The city of Concord, in the county of Merrimack, in addition to the powers conferred by Chapter 69 of the Laws of 1871, authorizing said city to construct, manage, maintain and own suitable water-works, and Chapter 175, of the laws of 1881, authorizing an enlargement of said water-works and granting general powers in relation thereto, and Chapter

261 of the laws of 1891, authorizing the enlargement and extension of the said system of water-works, and Chapter 180 of the laws of 1895 in amendment thereof, is hereby further authorized to enter upon and appropriate any springs, streams, or ponds in the town of Pembroke in said county of Merrimaek, not belonging to any aqueduct or water-works company, and within the following described territory, to wit, the water shed of the Soucook river lying north of the North Pembroke road, and to secure such streams, springs, and ponds, by conveyances, or otherwise, to dig or drive wells, dig ditches, make excavations and reservoirs through, over, in, and upon any land or inclosure through which it may be necessary for water to pass, to erect buildings and install pumping and other machinery necessary for the collection, retention, storage, purifying, pumping and conducting said water, and in connection therewith, to place such pipes, other materials and other works as may be necessary for making the same effective. The said city is further authorized to take land for necessary ways from highways to its pipe lines and to carry its said pipe lines over, through or under the Soucook river. If it shall be necessary to enter upon and appropriate any springs, streams, ponds, or land for the purposes aforesaid, or to raise or lower the level of the same, and the said city shall not be able to agree with the owners thereof for damages which may be done by said city, or the owners shall be unknown, either party may apply to the Superior court at the trial term thereof in the county of Merrimaek to have the damages determined; and said court shall refer the same to the county commissioners for said county, who shall appoint a time and place of hearing, and give notice thereof in the same manner as now provided by law for laying out highways. Said commissioners shall make report to said court, and said court may issue execution therein accordingly; but if either party shall desire it, upon application to said court before reference to said commissioners, they shall be entitled to trial by jury in such manner and under such regulations as the court may prescribe.



Further amend House Bill No. 5, as above entitled, by inserting in section 2 thereof, after the words "real and personal estate in the" the following: above described portion of; so that the said section as amended shall read as follows: 2. *Acquisition of Property.* Said city is empowered to purchase, and hold in fee simple or otherwise, real and personal estate in the above described portion of said town of Pembroke; and said city is authorized to enter upon and break ground, dig ditches, and make excavations in any street, place, square, passageway, or highway in said town of Pembroke, through which it may be necessary for the pipes and water-works of said city to pass, be, or exist, for the purpose of placing pipes or other water works and such material as may be deemed necessary for the construction of said water-works, and to relay and repair the same, subject to such regulations in regard to the safety of the citizens and the security of public travel as may be prescribed by the selectmen of said town of Pembroke with reference to the portion of said works that may be located or situated in said town.

The report was accepted and the amendments adopted.

On motion of Mr. Ahern of Concord the bill was referred to the Committee on Judiciary.

Mr. Ahern of Concord for the special committee consisting of the delegation from the city of Concord to whom was referred House Bill No. 4, An act amending the charter of the city of Concord, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Ahern of Concord for the special committee consisting of the delegation from the city of Concord to whom was referred House Bill No. 7, An act to authorize the city of Concord to issue water works bonds, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

On motion of Mr. Ahern of Concord the bill was referred to the Committee on Judiciary.



## BILLS AND JOINT RESOLUTION INTRODUCED

The following bills and joint resolution were severally read a first and second time, laid upon the table to be printed and referred as follows:

House Bill No. 14, An act to establish a new apportionment for the assessment of public taxes. To the Committee on Ways and Means.

House Bill No. 15, An act repealing chapter 31 of the laws of 1929 and for other purposes. To the Committee on Fisheries and Game.

House Bill No. 16, An act relating to protection of sources of water and ice. To the Committee on Public Health.

On motion of Mr. Duncan of Jaffrey, the rules were suspended and the first and second reading of all joint resolutions made in order by their caption, unless a full reading is called for.

House Joint Resolution No. 4, Joint resolution authorizing a special commission to investigate the subject of cancer and other diseases. To the Committee on Public Health.

House Bill No. 17, An act to provide for the freeing of the Dover Point toll bridge and establishing a Toll Bridge Commission. To the Committee on Public Improvements.

House Bill No. 18, An act regarding the powers and duties of the trustees of town trust funds. To the Committee on Towns and Counties.

House Bill No. 19, An act relating to the prevention and control of crime, creating a Bureau of Criminal Apprehension and Identification providing for a commissioner and criminal investigators, defining their duties, qualifications and powers and making appropriation to carry out the provision thereof. To the Committee on Judiciary.

House Bill No. 20, An act in amendment of section 16, chapter 106, Public Laws, relating to aid furnished soldiers, sailors, and their dependents. To the Committee on Revision of the Statutes.

House Bill No. 21, An act in amendment of section 11,

chapter 387, Public Laws, relating to the misuse of society badges, etc. To the Committee on Revision of the Statutes.

House Bill No. 22, An act amending chapter 187 of the Public Laws and appropriating money for diseases of animals. To the Committee on Agriculture.

House Bill No. 23, An act to establish a continuous highway from the East Side trunk line in Newington, then through Newington by way of the Fox Point road from and across Little bay to Durham to a junction with the New Hampshire College road at Coe's Corner in Durham to a junction with the New Hampshire College road at Sawyer's in Dover. To the Committee on Public Improvements.

#### RESOLUTION

On motion of Mr. Price of Lisbon,

*Resolved*, That the rules of the House be so amended as to permit an increase in membership of the following named committees from 17 to 19 members: Public Improvements, Revision of Statutes, Ways and Means.

#### STANDING COMMITTEES

The speaker announced the following standing committees:

*Agriculture*.—Adams of Londonderry, Shirley of Conway, Kemp of Acworth, Carmichael of Nottingham, Frederickson of Portsmouth, Putnam of Claremont, Chickering of Walpole, Lake of Brentwood, Durgin of Strafford, Frazer of Monroe, Gale of Jackson, Carter of Merrimack, Chandler of Landaff, Trow of Bradford, Quimby of Cornish, Woodeson of Hooksett, Webster of Canaan.

*Appropriations*.—Dickinson of Swanzey, Emerson of Hampstead, Henderson of Durham, Clow of Wolfeboro, Quimby of Laconia, Leith of Lancaster, Morrison of Gorham, Rowell of Newport, Connor of Exeter, Shaw of Chichester, Bell of Plymouth, Worthen of Manchester, Plumer of Alexandria, Ross of Lebanon, Pingree of Berlin, Schultz of Gilmanton, Gagne of Somersworth, Osborne of Sunapee, Haynes of Deerfield.

*Banks.*—Leith of Lancaster, Meader of Rochester, Seavey of North Hampton, Blake of Concord, Moody of Greenland, Griffin of Auburn, Turner of Salem, Wilkins of Amherst, Chickering of Chesterfield, Fitzgerald of Jaffrey, Burbank of Winchester, Guyer of Hanover, Houle of Somersworth, Caveney of Northfield, Phelps of Goffstown, Boisclair of Manchester, Leclerc of Manchester.

*Claims.*—Hayes of Rochester, Churchill of Dover, Stafford of Laconia, Gibson of Conway, Powers of Newbury, Gates of Keene, Thompson of Carroll, Pratt of Whitefield, Flanders of Laconia, Glading of Hillsborough, Gage of Grafton, Prince of Franklin, Donahue of Bartlett, Grand-maison of Newmarket, Foster of Manchester, Barry of Manchester, Collins of Nashua.

*Coastwise Improvements.*—Adams of Hampton, Sanborn of Enfield, Price of Lisbon, Friend of Belmont, Turner of Salem Depot, Carter of Nashua, Barrett of Keene, Hodgdon (Wm.) of Portsmouth, Blake of Concord, Eaton of Lebanon, Pickens of Seabrook, Foley of Manchester, Charois of Greenville, Hancock of Milan, Jennings of Manchester, Ward 5, Burgault of Lyman, Ayer of Marlow.

*Education.*—Dow of Claremont, Tuttle of Farmington, Lamb of Manchester, Ward 4, Hodgdon, (C. E.) of Portsmouth, Saltmarsh of Pembroke, Hammond of Gilford, Prescott of Plaistow, Moody of Derry, Reid of Litchfield, Ward of Marlborough, Meader of Rochester, Langley of Wilmot, Sullivan of Manchester, Healy of Manchester, Ward 7, Molloy of Nashua, Foster of Wilton, Rogers of Jefferson.

*Elections.*—Adams of Portsmouth, Jones of Dover, Wilson of Farmington, Estabrook of Newton, Bartlett of Kingston, Priest of Nelson, Reed of Unity, Merrill of Thornton, Edgerly of Tuftonboro, Cogswell of Henniker, Marden of Holderness, McGuinness of Somersworth, Colcord of Barrington, Hogan of Manchester, Ryan of Manchester, Caron of Manchester, Smith of Campton.

*Fisheries and Game.*—Dickinson of Winchester, Hayes of Rochester, Dort of Keene, Churchill of Dover, Ramsey of

Colebrook, Milnes of Manchester, Greer of Manchester, Huckins of Ashland, Cummings of Peterborough, Berry of Conway, Rose of Portsmouth, Elliott of Whitefield, Bean of Concord, Hebert of Franklin, Stewart of Runney, Hancock of Milan, Cote of Somersworth, Boisvert of Manchester, Ward 13, Dickinson of Richmond.

*Forestry.*—Cole of Derry, Friend of Belmont, Wallis of Sanbornton, Neal of Meredith, Ricker of New Durham, Ward of Plainfield, Plastridge of New Hampton, Turner of Wentworth's Location, Fernald of Lee, Wilson of Hollis, Wilder of Gilsum, Gage of Grafton, Holt of Lyndeborough, Ahern of Concord, Letendre of Manchester, Chasse of Nashua, Roy of Berlin.

*Incorporations.*—Wilson of Bennington, Perkins of Lyme, Oleson of Berlin, Gibson of Conway, Young of Franklin, Veroneau of Pembroke, Pickens of Seabrook, Jones of Keene, Whitehead of Dover, Stafford of Laconia, Wilder of Gilsum, Frye of Dalton, Wells of Danbury, Castles of Manchester, Gauthier of Manchester, Wills of Nashua, Sweeney of Nashua.

*Industrial School.*—Carter of Nashua, Bailey of Derry, Towle of Freedom, Jones of Dover, Hazen of Sutton, Hamlin of Charlestown, Smith of Hinsdale, Baker of Roxbury, Russell of Harrisville, Metcalf of Piermont, Clark of Troy, Lecasse of Rochester, Gile of Tilton, Charois of Greenville, Dwyer of Manchester, McBride of Manchester, Palmer of Berlin.

*Insurance.*—Cilley of Exeter, Merrill of Lisbon, Hamlin of Gorham, Neal of Meredith, Elkins of Concord, Moore of Goffstown, Edgerly of Laconia, Twombly of Rochester, Firmin of Fitzwilliam, Knowlton of Keene, Brunelle of Haverhill, Oleson of Berlin, Lambe of Manchester, Ward 9, Papachristos of Nashua, Gouin of Dover, Fogg of Hancock, Sheehan of Manchester.

*Judiciary.*—Wilson of Manchester, Adams of Portsmouth, Winslow of Nashua, Dudley of Exeter, Bickford of Manchester, Greenfield of Rochester, Wakefield of Plymouth, Morris of Lancaster, Burbank of Berlin, Leahy of Clare-

mont, Emery of Rochester, Weston of Milford, Brown of Northumberland, Small of Rochester, Duncan of Jaffrey, McGreal of Somersworth, Keefe of Dover, Hutchins of Stratford, Duffy of Keene.

*Labor.*—Harris of Littleton, Nickerson of Madison, Marden of Rye, Brooks of Concord, Welch of Andover, Palmer of Candia, Twombly of Rochester, Johnson of Antrim, Moore of Goffstown, Little of Barnstead, Stearns of Lebanon, Cogan of Portsmouth, Walker of Newmarket, Sleeper of Loudon, Wright of Epping, Creighton of Manchester, Clear of Manchester.

*Laconia State School.*—Bartlett of Kingston, Adams of Hampton, Fowler of Franklin, Tuttle of Farmington, Uhlschoffer of Berlin, Allen of Stewartstown, Simpson of Littleton, Parkhurst of Columbia, Emery of Stark, Matson of Concord, Legallee of Hudson, Briggs of Lebanon, Gagne, Marie A. of Berlin, Colcord of Barrington, Horan of Manchester, O'Leary of Manchester, Ledoux of Nashua.

*Liquor Laws.*—Hamlin of Gorham, Allen of Stewartstown, Goss of Moultonborough, Warriner of Bow, Giles of Northwood, Sturtevant of Concord, Colby of Chester, Philbrick of Portsmouth, Crockett of Dover, Callahan of Keene, Long of Bethlehem, Wells of Haverhill, Durnin of Dover, Mahoney of Manchester, Eagan of Manchester, Veroneau of Concord, Grant of Weare.

*Mileage.*—Cummings of Peterborough, Merrill of Laconia, Nichols of Centre Harbor, Whitehead of Dover, Lindgren of Concord, Jennison of Walpole, Chapell of Clarksville, Young of Laconia, Winkley of Ossipee, Desmairais of Allentown, Miner of Warner, Milnes of Manchester, Trinity of Manchester, Burke of Manchester, Marcotte of Manchester, Hogan of Nashua, Bouthillier of Nashua.

*Military Affairs.*—Matson of Concord, Bartlett of Manchester, Nichols of Centre Harbor, Whittier of Raymond, Lindgren of Concord, Kelley of Concord, Robbins of Manchester, Guyer of Hanover, Lytle of Littleton, Saltmarsh of Pembroke, Fitzgerald of Jaffrey, Jones of Keene, Evans of Tamworth, O'Malley of Manchester, Remillard of Manchester, Lindquist of Nashua, Wellman of Keene.



*National Affairs.*—Baker of Concord, Ward of Plainfield, Herlihy of Newfields, Pray of Portsmouth, Priest of Nelson, Baker of Roxbury, Chapell of Clarksville, Hamlin of Charlestown, Goss of Moultonborough, Johnson of Antrim, Griffin of Auburn, Beane of East Kingston, Ferron of Franklin, Carr of Manchester, Healy of Manchester, Ward 8, Drouin of Manchester, Levesque of Nashua.

*Normal Schools.*—Thayer of Haverhill, Wilson of Farmington, Marden of Holderness, Lawless of Eaton, Swan of Dover, Brungot of Berlin, Robertson of Keene, Hunter of Hanover, Barrett of Keene, Story of Manchester, Maxner of Concord, Kearns of Manchester, St. Germain of Manchester, Letendre of Nashua, Keating of Keene, Bell of Berlin, Marshall of Northumberland.

*Public Health.*—Drake of Lebanon, Burt of Lincoln, Crockett of Dover, Beane of East Kingston, Kelly of Concord, Nash of Concord, Reed of Newport, Wiley of Laconia, Bruce of Milford, Robbins of Manchester, Reed of Nashua, Gilman of Pittsfield, Barden of Berlin, Brown of Epsom, Duda of Manchester, Brodeur of Nashua, Gilbert of Hooksett.

*Public Improvements.*—Corson of Rochester, Sanborn of Wakefield, Stevens of Exeter, Thompson of Wolfeboro, Warner of Claremont, Moore of Alstead, Layn of Dover, Plumer of Bristol, Page of Laconia, Catlin of Hill, Neal of Meredith, Beane of Newington, Barr of New Ipswich, Thompson of Carroll, Merryfield of Sandwich, Perkins of Pittsfield, Grant of Weare, Doe of Somersworth, Judd of Pittsburgh.

*Railroads.*—Hunter of Hanover, Little of Warren, Ricker of New Durham, Jones of Fremont, Welch of Andover, Currier of Derry, Herlihy of Newfields, Whittier of Raymond, Preston of Boscawen, Coates of Concord, Renfrew of Orford, Keniston of Woodstock, Filion of Newmarket, Hardy of Concord, Boisvert of Manchester, Ward 3, O'Brien of Manchester, Stevens of Nashua.

*Revision of Statutes.*—Hammond of Manchester, Edgerly of Tuftonboro, Callahan of Keene, Yeaton of Newcastle, Colby of Claremont, Uhlschaffer of Berlin, Price of Lisbon,



Ward of Plainfield, Hudson of Grantham, Brungot of Berlin, Wentworth of Dover, Freeman of Concord, Doe of Rollinsford, Lytle of Littleton, Blood of Hudson, Guimond of Manchester, Boilard of Nashua, Guay of Laconia, Currier of Manchester.

*Roads, Bridges and Canals.*—Legallee of Hudson, Bailey of Derry, Lamson of New London, Capron of Westmoreland, Winkley of Ossipee, Turner of Claremont, Allen of Stewartstown, Jewell of Stratham, Dandrow of Goshen, Cheney of Danville, Chandler of Francestown, Currier of Pelham, McNeil of Portsmouth, Woods of Mont Vernon, Holbrook of Bedford, Getz of Manchester, Roukey of Manchester.

*Soldiers' Home.*—Merrill of Lisbon, Morrison of Gorham, Bartlett of Manchester, Hirtle of Canterbury, Glading of Hillsborough, Parkhurst of Columbia, Eaton of Lebanon, Merrill of Thornton, Pratt of Whitefield, Chamberlain of Milton, Yeaton of Portsmouth, Griffin of Manchester, Conway of Manchester, Proulx of Manchester, Ravenelle of Nashua, Smith of Campton, Studd of Berlin.

*State Hospital.*—Tuttle of Farmington, Miner of Warner, Flanders of Laconia, Desmarais of Allenstown, Gates of Keene, Clark of Troy, Jennison of Walpole, Wells of Haverhill, Perkins of Lyme, Frye of Dalton, Chickering of Walpole, Myler of Berlin, Clancy of Manchester, Jennings of Manchester, Ward 11, Hargreaves of Nashua, Smith of Berlin.

*State Prison.*—Cogswell of Henniker, Maxner of Concord, Young of Laconia, Pray of Portsmouth, Davis of Salem, Wentworth of Dover, Thompson of Carroll, Estabrook of Newton, Swan of Dover, Dame of Concord, Harris of Littleton, Dubois of Concord, Stanley of Manchester, Gagne Leo of Berlin, McQueeney of Manchester, Cote of Manchester, Burgault of Lyman.

*Towns and Counties.*—Renfrew of Orford, Fowler of Washington, Marden of Rye, Powers of Newbury, Giles of Northwood, Duncklee of Nashua, Thayer of Haverhill, Edgerly of Laconia, Merrill of Laconia, Holt of Lynde-

borough, Preston of Boscawen, Martin of Doyer, Hazelton of Dunbarton, Willette of Manchester, Chevrette of Manchester, Couturier of Nashua, Sanborn of Tilton.

*University of New Hampshire.*—Howison of Milford, Reed of Unity, Lyster of Littleton, Davis of Salem, Baker of Concord, Yeaton of Portsmouth, Hopkins of Manchester, Newton of New Boston, Russell of Harrisville, Sanborn of Enfield, Briggs of Lebanon, Greenfield of Rochester, Little of Barnstead, Papachristos of Nashua, Eastman of Orange, Fellows of Salisbury, Langton of Manchester, Colby of Wentworth, McNeil of Portsmouth.

*Ways and Means.*—Murphy of Nashua, Burns of Hopkinton, Bridges of Laconia, Barry of Newport, Story of Manchester, Boynton of Hillsborough, Knox of Madbury, Cole of Derry, Dickson of Colebrook, Hodgdon (Wm.) of Portsmouth, Burbank of Winchester, Wilder of Rindge, Whitcomb of Claremont, Blandin of Bath, Lee of Concord, Varney of Alton, Fitch of Claremont, Keenan of Peterborough, Carroll of Manchester.

*Rules.*—The Speaker, Small of Rochester, Wilson of Manchester, McGreal of Somersworth, Carter of Nashua.

*Journal of the House.*—The Speaker, Coates of Concord, McNeil of Portsmouth.

*Engrossed Bills.*—Henderson of Durham, Duncan of Jaffrey.

*State House and State House Yard.*—Elkins of Concord, Brooks of Concord, Wellman of Keene.

*State Library.*—Howison of Milford, Hammond of Gilford, Kelly of Manchester.

The Speaker appointed as members of the committee on assignment of rooms, Messrs. Carter of Nashua, Dickinson of Swanzey and Blandin of Bath.

#### JOINT RESOLUTION INTRODUCED.

On motion of Mr. Small of Rochester, the rules were suspended to allow the introduction of a joint resolution.

By Mr. Small of Rochester, House Joint Resolution, No. 5. Joint resolution in commendation of the American Legislators Association.

Read a first and second time.

On motion of Mr. Small of Rochester, the rules were suspended, the printing of the joint resolution and its reference to a committee dispensed with, and the joint resolution made in order for a third reading by its caption at the present time.

The joint resolution was then read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Price of Lisbon, at 12:10 o'clock the House adjourned.

#### AFTERNOON.

On motion of Mr. Dudley of Exeter, business in order at 3 o'clock was made in order at the present time.

#### THIRD READING

House Bill No. 4. An act amending the charter of the City of Concord.

On motion of Mr. Henderson of Durham, the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

Messrs. Hopkins and Marcotte of Manchester, having qualified before His Excellency the Governor appeared and took their seats as members of the House.

On motion of Mr. Lee of Concord, at 2:10 o'clock the House adjourned.

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WEDNESDAY, JANUARY 14, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

#### LEAVES OF ABSENCE

Messrs. Harris and Lytle of Littleton, Weston of Milford, Goyer of Hanover, Wilkins of Amherst and Marden of Holderness were granted leave of absence for the day on account of important business.

Mr. Dandrow of Goshen was granted leave of absence for the remainder of the week on account of important business.

## COMMITTEE REPORT

Mr. Carter of Nashua for the committee to make assignment of rooms reported as follows:

Agriculture—Room 120, Commissioner of Agriculture.

Appropriations—Room 157.

Banks—Room 140, Bank Commissioner.

Claims—Room 133, Charities and Correction.

Education—Room 300, Patriot Bldg., Board of Education.

Elections—Room 156.

Fisheries and Game—Room 11, Evans Bldg., 23 School St.

Forestry—Room 304, Patriot Bldg., Forestry Department.

Incorporations—Room 154, Law Enforcement.

Industrial School—Room 133, Charities and Correction.

Insurance—Room 113, Insurance Commissioner.

Judiciary—Room 147.

Labor—Room 100, General Committee Room.

Laconia State School—Room 133, Charities and Correction.

Liquor Laws—Room 154, Law Enforcement.

Mileage—Room 100, General Committee Room.

Military Affairs—Room 102, Adjutant General.

National Affairs—Room 102, Adjutant General.

Normal School—Concord Post, American Legion, Capitol St.

Public Health—Concord Post, American Legion, Capitol St.

Public Improvements—Room 300, Patriot Bldg., Board of Education.

Railroads—Room 100, General Committee Room.

Revision of the Statutes—Room 156.

Roads, Bridges and Canals—Room 403, Patriot Bldg., Public Service Commission.

Soldiers' Home—Room 127, G. A. R. Headquarters.

State Hospital—Room 403, Patriot Bldg., Public Service Commission.

State Prison—Room 133, Charities and Correction.

Towns and Counties—Room 127, G. A. R. Headquarters.  
University of New Hampshire—Concord Post, American Legion, Capitol St.

Ways and Means—Room 135, Tax Commission.

Rules—Room 122, Superintendent of State House.

Journal of House—Room 122, Superintendent of State House.

State House and State House Yard—Room 122, Superintendent of State House.

State Library—State Library.

Coastwise Improvements—Room 100, General Committee Room.

The report was accepted.

#### PETITION PRESENTED AND REFERRED

By Mr. McGreal of Somersworth, petition of Gardner Grant of Rollinsford praying for a seat in the House.

Presented and referred to the Committee on Elections.

#### BILLS AND JOINT RESOLUTIONS PRESENTED

The following bills and joint resolutions were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Baker of Concord, House Bill No. 24, An act relative to discharge from National Guard. To the Committee on Military Affairs.

By Mr. Friend of Belmont, House Bill No. 25, An act relating to the special equalization fund. To the Committee on Ways and Means.

By Mr. Friend of Belmont, House Bill No. 26, An act relative to taxation of gas and electric utilities. To the Committee on Ways and Means.

By Mr. Friend of Belmont, House Bill No. 27, An act exempting standing wood and timber from taxation, and imposing a severance tax. To the Committee on Ways and Means.

By Mr. Friend of Belmont, House Bill No. 28, An act relating to the taxation of income other than interest and dividends. To the Committee on Ways and Means.

By Mr. Knowlton of Keene, House Bill No. 29, An act relating to correction of check-lists in the city of Keene. To the Committee on Revision of the Statutes.

By Mr. Yeaton of Newcastle, House Bill No. 30, An act in amendment of Chapter 69 of the Public Laws in relation to the distribution of railroad taxes. To the Committee on Revision of the Statutes.

By Mr. Yeaton of Newcastle, House Bill No. 31, An act in amendment of Section 14 of Chapter 64 of the Public Laws in relation to the abatement of taxes. To the Committee on Revision of the Statutes.

By Mr. Wilson of Hollis, House Joint Resolution No. 6, Joint Resolution for the improvement of the road from Ponemah station to Hollis depot, so-called. To the Committee on Roads, Bridges and Canals.

By Mr. Colcord of Barrington, House Joint Resolution No. 7, Joint Resolution for the reconditioning of a farm to market highway in the town of Barrington. To the Committee on Public Improvements.

By Mr. Stewart of Rumney, House Joint Resolution No. 8, Joint Resolution for the improvement of the road leading from the village of Rumney to Stinson lake, in the town of Rumney. To the Committee on Roads, Bridges and Canals.

By Mr. Carter of Ward 1, Nashua, House Bill No. 32, An act relating to the Governor's staff. To the Committee on Military Affairs.

By Mr. Chickering of Walpole, House Bill No. 33, An act relative to licenses for the purchase of milk and cream for resale or manufacture. To the Committee on Agriculture.

By Mr. Creighton of Ward 5, Manchester, House Bill No. 34, An act prohibiting the publication of the names of paupers. To the Committee on Revision of Statutes.

By Mr. Papachristos of Nashua, House Bill No. 35, An act in relation to the salary of the Justice of the Municipal Court of Nashua.

Read a first and second time and laid upon the table to be printed.



On motion of Mr. Murphy of Nashua, the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Nashua.

By Mr. Hirtle of Canterbury, House Bill No. 36, An act providing for state construction and maintenance of certain bridges. To the Committee on Public Improvements.

By Mr. Pingree of Berlin, House Joint Resolution No. 9, Joint resolution in favor of George B. Moore, administrator of the estate of Frank O. Moore, for overpayment of legacy and succession tax. To the Committee on Claims.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following concurrent resolutions:

*Resolved*, That the Committee on Rules with such members as the Senate may join, be a Committee on Joint Rules of the House of Representatives and the Senate.

*Resolved*, By the House of Representatives, the Senate concurring, that a committee of three on the part of the House and two on the part of the Senate, be appointed to make the necessary assignment of rooms for the presiding officers and committees of the House and Senate and to report said assignments to the House and Senate as early as possible.

The President named as members of such committee on the part of the Senate, Senators Hart and Fernald of District No. 21.

#### TELLERS

The Speaker appointed the following tellers:

- DIVISION 1. Mr. Adams of Portsmouth.  
2. Mr. Small of Rochester.  
3. Mr. Dudley of Exeter.  
4. Mr. Callahan of Keene.  
5. Mr. Carter of Nashua.

On motion of Mr. Small of Rochester, at 11:20 o'clock the House adjourned.

## AFTERNOON

The House met at 2 o'clock.

## RESOLUTION

On motion of Mr. Emery of Rochester,

*Resolved*, That the Clerk be instructed to procure extra copies of House Bill No. 19, An act relating to the prevention and control of crime, creating a Bureau of Criminal Apprehension and Identification, providing for a Commissioner and Criminal Investigators, defining their duties, qualifications and powers and making appropriation to carry out the provision thereof.

## ORDER VACATED

On motion of Mr. Elkins of Concord the order whereby House Bill No. 18, An act regarding the hours and duties of the trustees of town trust funds was referred to the Committee on Towns and Counties was vacated and the bill referred to the Committee on Judiciary.

On motion of Miss Greenfield of Rochester at 2:05 o'clock the House adjourned.

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THURSDAY, JANUARY 15, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

## LEAVES OF ABSENCE

Messrs. Wells of Danbury, Reid of Newport, Hudson of Grantham, Saltmarsh of Pembroke, Emery of Rochester, Currier of Pelham, Small of Rochester, Fitch of Claremont, and Hunter of Hanover were granted leaves of absence for the day on account of important business.

Mr. Priest of Nelson was granted leave of absence for the day on account of illness.

## COMMITTEE REPORTS

Mr. Duncan of Jaffrey for the Committee on Judiciary, to whom was referred House Bill No. 5, An Act authorizing the

enlargement and extension of the system of water works in the city of Concord and ratifying certain acts to that end reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Duncan of Jaffrey for the Committee on Judiciary, to whom was referred House Bill No. 7, An Act to authorize the city of Concord to issue water works bonds reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

#### RESOLUTIONS

On motion of Mr. Lee of Concord:

*Resolved*, That when the House adjourns this morning it be to meet tomorrow morning at 9 o'clock, and when the House adjourns tomorrow morning it adjourn to meet on Monday evening at 7:30 o'clock.

On motion of Mr. Carter of Nashua:

*Resolved*, That the Speaker appoint a committee of three consisting of two members from the majority party and one from the minority party to draft a bill to be submitted to this legislature relating to the apportionment of representation to the House of Representatives for the ensuing ten year period, based on the Federal census of 1930.

The Speaker appointed as members of such committee Messrs. Carter of Nashua, Leith of Lancaster and McGreal of Somersworth.

#### COMMITTEE ASSIGNMENT CHANGED

The Speaker announced that Mr. Papachristos of Nashua had been transferred from the Committee on Insurance to the Committee on Revision of the Statutes and that Mr. Boilard of Nashua had been transferred from the Committee on Revision of Statutes to the Committee on Insurance.

## BILLS AND JOINT RESOLUTIONS INTRODUCED

The following bills and joint resolutions were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Papachristos of Nashua, House Bill No. 37, An act in amendment of subdivision I, of section 14, of chapter 60, of the Public Laws repealing the taxes on manufactured goods of a manufacturer. To the Committee on Ways and Means.

By Mr. Haynes of Deerfield, House Bill No. 38, An act regarding the trustees of town trust funds. To the Committee on Judiciary.

By Mr. Wilson of Bennington, House Bill No. 39, An act relating to the taking of pickerel. To the Committee on Fisheries and Game.

By Mr. Schultz of Gilmanton, House Bill No. 40, An act relating to the taking of pheasants. To the Committee on Fisheries and Game.

By Mr. Cilley of Exeter, House Bill No. 41, An act relating to bonds of county officers. To the Committee on Judiciary.

By Mr. Lytle of Littleton, House Bill No. 42, An act in relation to the salary of the Justice of the Municipal Court of Littleton. To the Committee on Revision of the Statutes.

By Mr. Ward of Marlborough, House Bill No. 43, An act to authorize the school district of the town of Marlborough to extend its limit of bonded indebtedness. To the Committee on Judiciary.

By Mr. Wallis of Sanbornton, House Bill No. 44, An act changing the names of Plummer and Bog ponds in the town of Sanbornton to Hermit lake. To the Committee on Fisheries and Game.

By Mr. Fredrickson of Portsmouth, House Bill No. 45, An act to establish Daylight Savings time in the State of New Hampshire. To the Committee on Revision of the Statutes.

By Mr. Matson of Concord, House Bill No. 46, An act for the control of traffic on the Daniel Webster highway, the

Franklin Pierce highway, the Dartmouth College highway, and other main automobile thoroughfares. To the Committee on Judiciary.

By Mr. Fowler of Washington, House Joint Resolution No. 10, Joint resolution providing for the permanent improvement of the road from Washington to Goshen. To the Committee on Public Improvements.

By Mr. Tuttle of Farmington, House Joint Resolution No. 11, Joint resolution for the improvement of a road in the towns of Milton, Middleton and New Durham. To the Committee on Roads, Bridges and Canals.

By Mr. Schultz of Gilmanton, House Joint Resolution No. 12, Joint resolution for the improvement of the Province road in Gilmanton. To the Committee on Roads, Bridges and Canals.

By Mr. Webster of Canaan, House Joint Resolution No. 13, Joint resolution for the improvement of the road leading from the Dorchester town house to the Groton line, in the town of Dorchester. To the Committee on Roads, Bridges and Canals.

By Mr. Haynes of Deerfield, House Joint Resolution No. 14, Joint resolution for the improvement of the North road leading from Deerfield Center to the Epsom line. To the Committee on Public Improvements.

By Mr. Webster of Canaan, House Joint Resolution No. 15, Joint resolution for the improvement of the road leading from the Dorchester town line to the village of Canaan. To the Committee on Public Improvements.

By Mr. Frye of Dalton, House Joint Resolution No. 16, Joint resolution for the construction of a road in Dalton. To the Committee on Public Improvements.

By Mr. Edgerly of Tuftonboro, House Joint Resolution No. 17, Joint resolution providing for the permanent improvement of the Tuftonboro Neck road. To the Committee on Public Improvements.

By Mr. Carroll of Manchester, House Joint Resolution No. 18, Joint resolution in favor of Mrs. Joseph Curran. To the Committee on Claims.

By Mr. Brown of Northumberland, House Joint Resolution No. 19, Joint resolution for improvement of certain road in the town of Northumberland. To the Committee on Public Improvements.

By Mr. Varney of Alton, House Joint Resolution No. 20, Joint resolution for the improvement of the Wolfeboro road, so-called, in the town of Alton. To the Committee on Roads, Bridges and Canals.

By Mr. Varney of Alton, House Joint Resolution No. 21, Joint resolution for the improvement of the Gilmanton road leading from Alton to Gilmanton line, in the town of Alton. To the Committee on Roads, Bridges and Canals.

By Mr. Plumer of Bristol, House Joint Resolution No. 22, Joint resolution for the improvement of the road on the west side and north end of Newfound lake in the town of Hebron. To the Committee on Roads, Bridges and Canals.

By Mr. Blood of Hudson, House Joint Resolution No. 23, Joint resolution for the improvement of the main road leading east from Hudson bridge to Windham town line in the town of Hudson. To the Committee on Public Improvements.

By Mr. Lamson of New London, House Joint Resolution No. 24, Joint resolution for resurvey of Southern New Hampshire by the U. S. Geological Survey. To the Committee on Appropriations.

By Mr. Emerson of Hampstead, House Joint Resolution No. 25, Joint resolution in favor of a breakwater at Hampton beach. To the Committee on Coastwise Improvements.

On motion of Mr. Dew of Claremont, business in order at 3 o'clock was made in order at the present time.

#### THIRD READINGS

On motion of Mr. Baker of Concord, the rules were suspended and the third reading of bills by their titles made in order.

House Bill No. 5, An act authorizing the enlargement and extension of the system of water works in the city of Concord and ratifying certain acts to that end.



House Bill No. 7, An act to authorize the city of Concord to issue Water Works bonds.

Severally read a third time and passed and sent to the Senate for concurrence.

MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bill:

House Bill No. 4, An act amending the charter of the city of Concord.

On motion of Mr. Wilson of Manchester, at 11:35 o'clock the House adjourned.

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FRIDAY, JANUARY 16, 1931.

The House met at 9 o'clock according to adjournment.  
The following letter was read by the Clerk:

Portsmouth, N. H., January 16, 1931.

Mr. Clarence A. DuBois,  
Concord, N. H.

*Dear Sir:*

I shall be unable to attend the session on Friday morning.  
Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. Lamson of New London at 9:01 o'clock the House adjourned.

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MONDAY, JANUARY 19, 1931.

The House met at 7:30 o'clock according to adjournment.  
The following letter was read by the Clerk:

Portsmouth, N. H., January 19, 1931.

Mr. Louis P. Elkins,  
Concord, N. H.

*Dear Sir:*

I shall be unable to attend the session on Monday evening.  
Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. Thayer of Haverhill, at 7:31 o'clock  
the House adjourned.

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TUESDAY, JANUARY 20, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

#### LEAVES OF ABSENCE

Messrs. Duffy of Keene, Knowlton of Keene, Gale of Jackson, Reed of Unity and Ross of Lebanon were granted leave of absence for the day on account of important business.

Miss Greenfield of Rochester, Messrs. Morrison of Gorham, Young of Laconia, Leith of Lancaster, Fitzgerald of Jaffrey, Pickens of Seabrook, Pray of Portsmouth, Roukey of Manchester, Wiley of Laconia and Catlin of Hill were granted leave of absence for the week on account of sickness.

Messrs. Currier of Manchester and Smith of Campton were granted leave of absence for the week on account of important business.

Mr. Guyer of Hanover was granted leave of absence for Wednesday on account of important business.

#### COMMITTEE REPORTS

The State Police Commission through its chairman John P. Carlton presented the following report.

*To the Honorable Senate and House of Representatives:*

This Commission was appointed by His Excellency, Ex-Governor Tobey and his Honorable Council to make a study of a State system of police protection and render a report thereon to the present session of the Legislature. Pursuant to said authority, the Commission has investigated the question and hereby respectfully tenders its report.

The duty placed upon the Commission has been conceived by its members to comprise a study of the desirability, and of the form of organization of a co-ordinated State-wide police force under the direction and control of a central authority. In this connection it was felt that the inquiry primarily should relate to the necessity of further police protection in the rural communities. Your Commission is of the opinion that the cities of New Hampshire are adequately and efficiently policed by their local organizations.

*The Nature of Present Rural Police Protection*

Taking the State as a whole, the small towns and outlying districts are dependent for general police protection solely upon two groups of officials, the County Sheriff and the Town Constable. These are ancient offices, ante-dating even our present form of Republican Government, but they have shown surprising vitality in the face of the profound social and economic changes that have taken place, and although their existence has continued from before the reign of Henry the II until the present time, they have not proved adaptable to the problems which arise in present day society.

Formerly when crime was largely localized, these officials were able to cope with the situation effectively. The local officer was familiar with conditions in his district and with probable law-breakers. Transportation was slow and even after the coming of the railroad, the avenues of escape could fairly promptly be closed, but today with the development of a net-work of improved highways, and the universal use of the automobile, a problem of law enforcement and

criminal apprehension has been created for which the established system of local protection has proved inadequate. A criminal may come from a distant Town or City, commit a depredation, and by the use of the automobile, be out of the jurisdiction before the local officer can even be notified.

The office of sheriff and constable, appear by their nature to be unfitted for the present problem. Both are elective offices. This means recurrent changes in personnel, possible political influences and not infrequently the selection of incumbents untrained for these special duties. The deputy, appointed by the sheriff, is unlikely to be better qualified than his superior.

The Constable receives no, or at most a nominal compensation; his attention to police duties is secondary to his trade or business and he cannot be expected to carry on regular patrols unless he is created a full time officer. The sheriff in his turn, derives his greatest source of income from the service of process and the execution of the decrees of the Court. Co-operation between Town Officers and the County law officials is difficult for there exists no centralized direction and control. Not only is there no administrative head but responsibility is divided, each officer being responsible to himself alone. Such expedients as have been devised to bring about prompt and co-ordinated effort, have behind them no statutory authority nor any permanent or uniform policy and without such authority and an administrative head, empowered to direct the efforts of local officials, the system has broken down.

There are at the present time certain State agencies to which are delegated the duty of enforcing specific laws, such as Motor Vehicle Department, Law Enforcement Department in charge of the state liquor law, the Department of Fish and Game, the Department of Weights and Measures, but the duties of these departments are limited and their agents act without authority outside their respective specialized fields. We have a group of officials, therefore, supposedly working toward the same end, law enforcement, but owing to the history behind the creation of their various

duties, and the statutes limiting their power, effective co-operation is necessarily non-existent.

In 1925 the Crime Commission rendered a report to the Legislature in which was presented a careful study of the extent of police protection afforded the citizens of the State as a whole. The results of its study are presented concisely in tabular form. In the tables, the towns and cities having organized police are represented and those having less than four full-time officers are considered partially policed. The summary of their study, is as follows:

<i>Area</i>	<i>Population</i>	<i>Assessed Valuation</i>
Police . . . . .	242,708	\$332,289,101
Partial Police . . . . .	44,455	51,485,924
No Police . . . . .	155,920	213,260,609
Entire State . . . . .	443,082	597,035,634

This study reveals that over 35% of the population and assessed valuation in the State has no organized police protection. Further data contained in the Crime Commission Report support its general conclusions as to the need of the rural communities for greater police protection. They have not been reproduced in this report as the Crime Commission report is on file with the Secretary of State, but a study of the facts and statistics contained therein is recommended. The figures furnished by the Crime Commission are pertinent today, there having been no substantial change in the amount of unpoliced areas since the figures were compiled.

It is common knowledge that depredations on fruit-growers, cattle-raisers and poultry farms and on isolated filling stations and vacant summer homes are becoming increasingly frequent and that in practically every instance the automobile provides a convenient agent for the escape of the criminal. It seems unnecessary to argue the lack of sufficient and effective co-ordinated police protection in the rural districts.

## EXPERIENCE OF OTHER STATES

This problem is not unique to New Hampshire. Other states have had it presented and those that have succeeded in solving it most satisfactorily have done so by means of the institution of some species of a State Police, that is a centralized organization with full police powers, State-wide in scope. Some States, such as Massachusetts, have approached the problem first by organizing a State Detective Bureau, relatively small, designed primarily for criminal investigations. Maine, Maryland, and Connecticut have enlarged the authority of an existing force with limited powers, in each instance the motor vehicle patrol. Pennsylvania and New Jersey on the other hand have met the question squarely by instituting at the outset a State Police body of broad authority. In every instance, with the exception of Colorado, where the State Police became an issue in a political campaign, the State Police organizations have been retained, enlarged in scope, and eventually established as a separate and independent department of the State Government. In Maine, for example, an attempt was made to enlarge the powers of the road patrol under the Motor Vehicle Commissioner. The authority under which this action took place proved invalid but the public demand for the continuation of unified State police protection was so insistent that at the next session of the Legislature a separate Department was created for this purpose under the Secretary of State.

Experience has been that any adaption of the sheriff and constable system by reason of its elective feature, its lack of centralized control, its changing personnel, the secondary feature of criminal law enforcement, is doomed to failure. New conditions of society have demanded a radical change from accepted methods. Centralization of control, mobility, independence, constant availability, and active co-operation all demand a full-time force organized under a central authority. All police administrators recognize the



quieting effect upon crime of a system of regular patrols, and only with an adequate full-time force can such patrol work be accomplished.

The experience of New Hampshire with its archaic system of local policing, its duplication of functions, its conflict of authority, and the resultant lack of coöperation between enforcement agencies, both state and local, illustrates the fundamental weaknesses of the old scheme. The time for a modernization of our local policing methods is long since due. New Hampshire can benefit by the work of experimentation conducted on this problem by many of its sister States, and the record of these States demonstrates that only by the formation of a State Police can the elements necessary to meet the present rural crime problem be furnished.

Your Commission, therefore, recommends that the present Legislature provide for the establishment of a State Force with full police powers, charged with the enforcement of all criminal laws.

#### ORGANIZATION

The State Police should constitute a separate and independent department in the State Government and under it should be concentrated all existing enforcement agencies that practicably can. Otherwise duplication of effort, increased overhead and conflict of authority result.

Those States which have had the greatest success in State Police administration have divorced the force from political influence so far as possible and centralized authority in the administrative head of the force, making him responsible only to the executive head of the State Government. We recommend the formation of a department of State Police under the direction and control of a superintendent, the latter to be appointed by the Governor and Council for the term of five years and removable by them only after notice and hearing. All appointments in the department, including those of deputies, should be made by the superintendent and subject to removal by him.

A consolidation of certain existing law enforcement agencies will, it is believed, result in economy and efficiency. There are at present under the supervision of the Motor Vehicle Commissioner twenty-two (22) motorcycle officers, exclusive of those inspectors whose duties are confined to inspection and investigation. The duties of these motorcycle officers are expressly limited to the enforcement of laws relating to motor vehicles and we have a ridiculous situation existing where a member of the road patrol has no authority, beyond that of a private citizen, to arrest when he observes a law-breaker violating some statute not directly connected with the motor vehicle law. The Motor Vehicle Department was organized originally as a licensing and registration department and its present activity as an enforcement agency was never contemplated by the Legislature which created the department. Under the provision of the statute, whereby examiners appointed by the Commissioner are given police power over the operation of motor vehicles, certain of these examiners have been delegated especially to enforcement work, and these form the present motorcycle corps. This broad application of the statute has furnished in the absence of other methods a control over the misuse of automobiles on our highways, but the existence of this situation is the work of necessity. It cannot be linked up with a consistent attempt to solve the general problem of law enforcement brought on by changing conditions.

The motor vehicle department is the largest licensing and registration bureau in the state government and as a revenue collecting agency turned over to the State Treasurer during the fiscal year ending 1930, nearly \$3,000,000. The imposition on this busy department of extensive police functions creates a task which the department is neither designed or equipped to handle.

We are not of the opinion that delegating of full police power to the present motor vehicle corps, will provide an answer to the problem for the evidence seems to indicate that at least the present number is required for the efficient

enforcement of the motor vehicle law alone, though it is believed that certain allied police functions could be carried on without impairment of the effectiveness of the corps. The increase in authority and the consolidation under one head with other enforcement officers is a step toward uniform and co-ordinated State Police protection.

The Law Enforcement Department has the power to enforce all laws relating to intoxicating liquor and authority to make arrests for violations thereof, but beyond this limited field the department agents have no greater authority than the ordinary private citizen. If one of these agents is in pursuit of an automobile in which he believes intoxicating liquor is being illegally transported and finds that there is no liquor in the car, yet even though the car is unregistered and the driver operating the car recklessly or without a license, the liquor agent can only refer the matter to a motor vehicle officer. It would seem on principles of reason and economy that the enforcement of the liquor law should be combined with enforcement of other criminal statutes and that the present Law Enforcement Department could be abolished and its duties transferred to the Department of State Police. With this consolidation the duties of Law Enforcement Commissioner and State Liquor agent can be performed by the Superintendent of the State Police or by a deputy under his supervision.

The Department of Weights and Measures has general supervision over and regulation of all weighing and measuring devices in the State and three inspectors are appointed to enforce the law relating thereto. Here again we believe that the duties of these agents should be transferred to the central law enforcement department and the present duties of the Commissioner of Weights and Measures delegated to a deputy under the Superintendent of the State Police. Commonsense and principles of economy both would seem to dictate this change. The elimination of a department means reduced overhead and the duties of the inspectors could be performed by the State Police in the course of their regular patrols and during the winter months when the

supervision of traffic makes less demand upon their time.

The Fish and Game Department, the wardens and deputy wardens of which have the power to enforce the laws relating to fish and game and to make arrests for violations thereof, stands in a somewhat different light than the two departments discussed above.

The nature of the wardens' duties and the locality of their activities appear to require a special force assigned for this purpose. This commission fears that placing the entire responsibility for the enforcement of these laws on the State Police would constitute a serious drain on the effectiveness of the force. Such duties would lead them frequently to uninhabited sections of the State where there is small likelihood of other crimes being committed and where a trooper would be completely out of touch with the central office. Availability at all times is one of the most important advantages of a State Force and the responsibility of patrolling the woods and streams would mitigate against its efficiency. However, co-operation between fish and game officers and the State Police organization should exist at all times and there will unquestionably be cases in which the State Police organization will be of invaluable aid in the enforcement of the law and the apprehension of its violators.

The proposed consolidations will make available for state police purposes funds now being expended annually for limited police protection and which would be sufficient to provide a real nucleus in the organization of the state force. An increase above the number of troopers thus provided for would, however, be necessary to insure an adequate and effective force. This Commission is of the opinion that at its inception the State Police Department should consist of the Superintendent, a deputy appointed by him, a clerk of the bureau of criminal records and identification, sufficient clerical assistance and two troops of twenty-five men each, including the proper officers.

The necessity of absolute independence of the force from interference by other departments and agencies cannot be overemphasized. All responsibility for the administration

of the department should reside in the superintendent and he should be responsible for its efficient and proper management to the Governor and Council alone. Division of responsibility and the influence of outside authorities would be fatal to the success of the force. We recommend that the Superintendent have charge of the appointment and dismissal of his deputy, assistants and troopers without confirmation by any authority and the right to determine their qualifications. Further he should have the authority to issue rules and regulations and to assign the various duties to those constituting his organization, including his deputy. Thus it will be seen that the selection of a competent and trained man as an administrative head of the department is vital. This fact the Legislature must take into account in fixing the compensation of the Superintendent.

#### STATE DETECTIVE BUREAU

With the establishment of a State Police force, the necessity for and the proper functions of a State Detective Bureau cannot be determined for certain of the functions which such a bureau acting unassisted would perform will be done by the force. That there is need of some such organization is manifest. Here the Attorney General, the present head of all law enforcement has at his command no one to make special investigations in criminal matters. It has thus become necessary to employ private detective agencies both by the State and by the Counties which are similarly handicapped, and the funds thus expended could better be devoted to the expenses of a State Bureau. In other jurisdictions the investigation of crimes has been successfully undertaken by the State Police. Certain men in the force will show a particular aptitude for work of this character. We believe that the organization of such a Bureau is a matter logically connected with the functions of the State Police and that a separate department is a duplication in part and needless. This plan has worked out well in the State of New Jersey.

We recommend that the Superintendent of the State



Police be authorized, if in his opinion the detective work of the State Police so demands, to create a State Detective Bureau, which shall maintain facilities for the detection of crime in the State.

#### BUREAU OF RECORDS AND IDENTIFICATIONS

At the present time there exists no central bureau for the filing of criminal records and it is a practical impossibility to secure any statistics pertaining to crimes committed in the State outside the cities with organized police forces. Such records are essential to efficient police administration and comprise an important feature in criminal apprehension. Likewise there are no facilities for the taking, and filing of identification records and this also is well recognized as being essential in the thorough enforcement of criminal law.

This Commission, therefore, recommends that within the department of State Police there be set up a bureau of criminal records and identification under the supervision of a clerk of the bureau, who should be a man having special knowledge of criminal statistics and of taking, classifying and filing of fingerprints and other methods of identification. This Bureau and the State Detective office, if established, would naturally fall under one head, as the work is closely allied. The Bureau should receive duplicates of the records of all revolver purchases and revolver permits issued within the State. All police officers and officials having the custody of documents and records relating to criminal offences should be required to forward to the Superintendent of the State Police such copies thereof as he may require.

#### ACTIVITIES OF THE STATE POLICE IN LABOR DISPUTES

One phase of State Police work on which there exists much difference of opinion is the extent to which the force should intervene in strikes and riots. Due to the apprehension that the appearance of a uniformed force may inflame the strikers into provocative acts and precipitate a conflict, various checks have been devised although in each State reliance upon the State Police at some stage is considered



desirable. Circumstances may arise when the local police are unable to handle a situation and the only assistance that can be obtained is by the appointment of special deputy sheriffs or by calling out the militia. In either case a force untrained for strike duty is placed in authority. The Massachusetts provision which requires that the State Police Force "shall not be used or called upon for service in any industrial dispute unless actual violence has occurred, and then only upon order of the Governor," furnishes in the opinion of this Commission an admirable preventive of hasty intervention. Thus instead of being compelled in an emergency to call upon the militia which lacks training and experience for this work, the Governor and Council would have at their command a competent and adequate force upon which to rely in a crisis.

#### RELATIONS WITH OTHER ENFORCEMENT OFFICERS

It should be clearly understood that the State Police Department would in no way perform the present functions of the County Sheriff in the service of process and the like in civil actions. Its concern would be criminal matters alone and its activity would not be a substitute for but an addition to that now carried on by present officials with police power. The State Police would not act within the limits of a city having a regular established force, except in hot pursuit of a criminal or upon request of the local chief.

Despite frequent apprehensions to the contrary it has been found in other States that no friction or jealousy has developed between the State Force and the local officers but ready co-operation on both sides. The effect of a centralized office has tended to co-ordinate and simplify the activities of all enforcement officers in the State.

#### PROBABLE COST

The consolidation of departments recommended holds a strong argument on grounds of economy as well as efficiency. Funds now expended for law enforcement of a limited character will thereby be made available for State Police purposes.

The State Treasurer's report for the fiscal year ending June 30, 1930 discloses that the appropriations for the Department of Weights and Measures and the Law Enforcement Department were \$15,775 and \$19,250 respectively. This Commission has ascertained that the average annual cost of each patrolman in the Motor Vehicle Department is \$3,000 and that it is proposed to add four men to the force making a total of \$78,000. Thus the State would have \$113,025 which could be devoted to the maintenance of a State Police force without any additional cost. By appropriating sufficient additional funds merely to take care of the Superintendent's salary, general office expense, and original capital outlay, a force of thirty-seven or thirty-eight men could be set up.

Your Commission feels, however, that in order to provide for efficient service at least fifty troopers should be provided. These on the same basis of figuring would require \$150,000 per year. The salary of the Superintendent and the general office overhead should not exceed \$10,000. In other States most of the clerical work is taken care of by its troopers. It has been estimated that the force would require forty motorcycles and cars, probably Fords and the initial cost of these has been assumed to be \$15,000. Some allowance must be made for expense of training the members of the force. Considering that use be made of the state armories for this purpose, a figure of \$10,000 should be sufficient and provide a surplus to take care of unanticipated capital outlay. The figure of \$3000 covers the compensation of the trooper, his gun, uniforms for the year, cost of maintenance and use of his motorcycle or car and depreciation on the same. On this basis the total expense of the department for the year of installation would be \$185,000 and in view of the fact that the training expense would be largely eliminated the second year, and that the capital expenditure for motorcycles and cars would not reoccur, owing to depreciation being figured in the \$3,000 item, the annual expense after the first year would be reduced from \$15,000 to \$25,000.

As above stated the present amount expended is \$113,025.

Deducting this sum from the anticipated total expense of \$185,000 makes an increased expenditure of \$71,975. It should be borne in mind that the first year's cost is the heaviest and that a number of factors will enter to reduce this amount. Considerable sums are now expended by the state and county for private detective services, special investigations, finger print and gun experts and by the towns for special police protection. These will in part be dispensed with. A fair proportion of the fees and expenses of sheriffs and their deputies under the item of State vs. Payroll in the County Report will be eliminated. Based upon the experience of other states a large amount of stolen goods will be recovered by the State Police. The value of such recoveries in such states frequently has exceeded the total appropriation for the department.

It thus appears that a State Police Force of sufficient numbers to be effective can be organized at no great increase in expense to the State. We are of the opinion that its institution is the only satisfactory method of filling the unquestioned need of the rural communities for further police protection.

#### STATE POLICE COMMISSION

January 16, 1931.

JOHN P. CARLETON, *Chairman*

RICHARD M. O'DOWD

JAMES C. FARMER

IRVING A. HINKLEY

GEORGE M. PUTNAM

The report was accepted.

On motion of Mr. Duncan of Jaffrey the clerk was instructed to procure 1000 extra copies of the report of the State Police Commission.

#### BILLS AND JOINT RESOLUTIONS INTRODUCED

The following bills and joint resolutions were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Matson of Concord, House Bill No. 47, An act relative to motor vehicle identification numbers or marks. To the Committee on Revision of the Statutes.

By Mr. Matson of Concord, House Bill No. 48, An act relative to motor vehicle accidents. To the Committee on Revision of the Statutes.

By Mr. Matson of Concord, House Bill No. 49, An act relative to motor vehicle equipment inspection. To the Committee on Revision of the Statutes.

By Mr. Matson of Concord, House Bill No. 50, An act relative to reflector rear lights for commercial motor vehicles, trucks and trailers. To the Committee on Revision of the Statutes.

By Mr. Matson of Concord, House Bill No. 51, An act relating to abandoned motor vehicles. To the Committee on Revision of the Statutes.

By Mr. Matson of Concord, House Bill No. 52, An act relative to reckless operation of motor vehicles. To the Committee on Revision of the Statutes.

By Mr. Freeman of Concord, House Bill No. 53, An act amending the charter of the city of Concord.

On motion of Mr. Lee of Concord the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Concord.

By Mr. Lytle of Littleton, House Bill No. 54, An act relating to Public Utilities. To the Committee on Revision of the Statutes.

By Mr. Lytle of Littleton, House Bill No. 55, An act to license and regulate public dances. To the Committee on Judiciary.

By Mr. Wilson of Manchester, House Bill No. 56, An act providing for the disposition of the property and funds of certain extinct religious societies. To the Committee on Judiciary.

By Mr. Adams of Portsmouth, House Bill No. 57, An act to provide for state referees. To the Committee on Judiciary.

By Miss Story of Manchester, House Bill No. 58, An act

in relation to jurors. To the Committee on Revision of the Statutes.

By Mr. Baker of Concord, House Bill No. 59, An act relative to the adjustment by compromise of legacy and succession taxes. To the Committee on Judiciary.

By Mr. Baker of Concord, House Bill No. 60, An act in amendment of the charter of Margaret Pillsbury General Hospital. To the Committee on Judiciary.

By Mr. Baker of Concord, House Bill No. 61, An act relative to the use of state Armories. To the Committee on Military Affairs.

By Mr. Reed of Nashua, House Bill No. 62, An act extending the powers of the insurance commissioner. To the Committee on Insurance.

By Mr. Reed of Nashua, House Bill No. 63, An act giving certain liens to physicians and hospitals. To the Committee on Judiciary.

By Mr. Baker of Concord, House Bill No. 64, An act relating to the salaries of county solicitors. To the Committee on Judiciary.

On motion of Mr. Adams of Portsmouth the rules were suspended and the bill referred to a special committee consisting of the delegation from the county of Merrimack.

By Mr. Morrison of Gorham, House Bill No. 65, An act relating to the disposal of automobile fees and fines. To the Committee on Revision of the Statutes.

By Mr. DuBois, of Concord, House Bill No. 66, An act relative to the legal catch of brook trout. To the Committee on Fisheries and Game.

By Mr. DuBois of Concord, House Bill No. 67, An act relating to assistants in the office of the assistant attorney-general. To the Committee on Judiciary.

On motion of Mr. Dow of Claremont at 11:15 o'clock the House took a recess.

#### AFTER RECESS

MR. ELKINS OF CONCORD IN THE CHAIR

By Mr. DuBois of Concord, House Bill No. 68, An act to



provide for the construction and equipment of a dormitory for male employees at the State Hospital. To the Committee on State Hospital.

By Mr. Ward of Marlborough, House Bill No. 69, An act relating to the poultry department to the State College and University and providing for distribution of funds to poultry exhibitions. To the Committee on University of New Hampshire.

By Mr. Quimby of Laconia, House Bill No. 70, An act relative to a retirement system for New Hampshire teachers. To the Committee on Judiciary.

By Mr. Dickson of Colebrook, House Bill No. 71, An act relating to ice fishing on Big Diamond pond. To the Committee on Fisheries and Game.

By Mr. Baker of Concord, House Bill No. 72, An act relative to repair and construction work of the Boston & Maine railroad. To the Committee on Judiciary.

By Mr. Herbert of Franklin, House Bill No. 73, An act in relation to boxing exhibitions and creating a state boxing commission. To the Committee on Judiciary.

By Mr. Matson of Concord, House Joint Resolution No. 26, Joint Resolution in favor of Boyd E. Mercer. To the Committee on Claims.

By Mr. Evans of Tamworth, House Joint Resolution No. 27, Joint Resolution for the completion of the main road leading from Tamworth village to Wonolancet in the town of Tamworth. To the Committee on Public Improvements.

By Mr. DuBois of Concord, House Joint Resolution No. 28, Joint Resolution for additional buildings at State Hospital. To the Committee on State Hospital.

By Mr. DuBois of Concord, House Joint Resolution No. 29, Joint Resolution to provide for additional facilities at the State Hospital. To the Committee on State Hospital.

By Mr. DuBois of Concord, House Joint Resolution No. 30, Joint Resolution to provide for additional facilities at the State Hospital. To the Committee on State Hospital.

By Mr. Nickerson of Madison, House Joint Resolution No. 31, Joint Resolution for the improvement of the West



Ossipee road in the town Madison. To the Committee on Roads, Bridges and Canals.

By Mr. Wallis of Sanbornton, House Joint Resolution No. 32, Joint Resolution for the improvement of the Steele's Hill road leading from the Bay meeting-house to the Meredith line, in the town of Sanbornton. To the Committee on Roads, Bridges and Canals.

By Mr. Winkley of Ossipee, House Joint Resolution No. 33, Joint Resolution for the improvement of the road in Ossipee from Ossipee Corner to the Maine state line. To the Committee on Roads, Bridges and Canals.

By Mr. Plastridge of New Hampton, House Joint Resolution No. 34, Joint Resolution for completing the construction and improvement of the State aid road in New Hampton as established under chapter 128, Laws of 1927. To the Committee on Public Improvements.

By Mr. Perkins of Lyme, House Joint Resolution No. 35, Joint Resolution for the improvement of the road leading from the village of Lyme Center to the Dorchester line. To the Committee on Roads, Bridges and Canals.

By Mr. Merryfield of Sandwich, House Joint Resolution No. 36, Joint Resolution for the improvement of the road leading from North Sandwich by way of Whiteface schoolhouse to Wonolancet, to connect with the Chinook trail. To the Committee on Public Improvements.

#### ORDERS VACATED

On motion of Mr. McGreal of Somersworth the order whereby House Joint Resolution No. 12, Joint Resolution for the improvement of the Province road in Gilmanton, House Joint Resolution No. 20, Joint Resolution for the improvement of the Wolfeboro road, so called, in the town of Alton, and House Joint Resolution No. 21, Joint Resolution for the improvement of the Gilmanton road leading from Alton to Gilmanton line, in the town of Alton, were referred to the Committee on Roads, Bridges and Canals were vacated and said House Joint Resolutions were referred to the Committee on Public Improvements.

On motion of Mr. Lindgren of Concord at 11:40 the House took a recess.

## AFTER RECESS

## THE SPEAKER IN THE CHAIR

On motion of Mr. Small of Rochester at 12:20 o'clock the House took a recess for 1 hour and 40 minutes.

## AFTER RECESS

The introduction of bills and joint resolutions was resumed.

The following were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Lamb of Manchester, House Joint Resolution No. 37, Joint Resolution providing for a monument at the battlefield of Yorktown, Virginia, and for a commission to represent the state of New Hampshire at the Sesquicentennial Celebration of the Siege of Yorktown in October, 1931. To the Committee on Military Affairs.

By Mr. Palmer of Candia, House Joint Resolution No. 38, Joint Resolution for the improvement of the road from Candia corner to the Deerfield line. To the Committee on Public Improvements.

By Mr. Towle of Freedom, House Joint Resolution No. 39, Joint Resolution for the improvement of the road in Freedom leading from Freedom village and Effingham to West Ossipee. To the Committee on Roads, Bridges and Canals.

By Mr. Blandin of Bath, House Joint Resolution No. 40, Joint Resolution in favor of John P. Heath, administrator of the estate of Albert M. Meigs, for over payment of legacy and succession tax. To the Committee on Claims.

By Mr. Page of Laconia, House Joint Resolution No. 41, Joint resolution for the improvement of a certain road in the city of Concord. To the Committee on Public Improvements.

By Mr. Page of Laconia, House Joint Resolution No. 42, Joint resolution for the improvement of a certain road in the

town of Pembroke. To the Committee on Public Improvements.

By Mrs. Hamlin of Charlestown, House Joint Resolution No. 43, Joint Resolution for the permanent construction of the main highway in the towns of Charlestown and Walpole. To the Committee on Public Improvements.

By Mr. Knox of Madbury, House Joint Resolution No. 44, Joint Resolution for the reconditioning of the Dover to Manchester highway in the town of Madbury. To the Committee on Public Improvements.

By Mr. Colcord of Barrington, House Joint Resolution No. 45, Joint Resolution for the improvement of the main road in the city of Rochester leading from Barrington depot to Rochester by way of Gonic. To the Committee on Roads, Bridges and Canals.

By Mr. Gagne of Somersworth, House Bill No. 74, An act relative to penalties for violations of the Blue Sky laws. To the Committee on Judiciary.

By Mr. Pingree of Berlin, House Bill No. 75, An act relating to the licensing of motor vehicle operators. To the Committee on Revision of the Statutes.

By Mr. Elkins of Concord, House Bill No. 76, An act relating to water supply and sewage disposal. To the Committee on Public Health.

By Mr. Murphy of Nashua, House Bill No. 77, An act relating to a cashier in the treasury department. To the Committee on Judiciary.

By Mr. Dow of Claremont, House Bill No. 78, An act relating to the salary of the Deputy Secretary of State. To the Committee on Judiciary.

By Mr. Pingree of Berlin, House Bill No. 79, An act relating to the Public Service Commission. To the Committee on Appropriations.

By Mr. Pingree of Berlin, House Bill No. 80, An act relating to regulation of aviation. To the Committee on Judiciary.

By Mr. Blandin of Bath, House Bill No. 81, An act relat-

ing to the abatement of state tax on account of public forest lands. To the Committee on Ways and Means.

By Mr. Blandin of Bath, House Bill No. 82, An act in relation to the redemption of property sold for taxes. To the Committee on Judiciary.

By Mr. Blandin of Bath, House Bill No. 83, An act relating to the fees for registration of motor vehicles. To the Committee on Revision of Statutes.

By Mr. Blandin of Bath, House Bill No. 84, An act to regulate transportation by motor truck for hire on the public highways. To the Committee on Revision of the Statutes.

By Mr. Burns of Hopkinton, House Bill No. 85, An act prohibiting dumping of bulky articles in certain places. To the Committee on Public Health.

By Mr. Burns of Hopkinton, House Bill No. 86, An act relating to the taking of pickerel. To the Committee on Fisheries and Game.

By Mr. McGreal of Somersworth, House Bill No. 87, An act relating to issuing shares of stock of building and loan associations. To the Committee on Judiciary.

By Mr. McGreal of Somersworth, House Bill No. 88, An act relative to assistants in the office of the bank commissioner. To the Committee on Banks.

By Mr. Shaw of Chichester, House Bill No. 89, An act relative to statements of county commissioners to the convention. To the Committee on Revision of the Statutes.

By Mr. Stearns of Lebanon, House Bill No. 90, An act to consolidate the offices of bank commission and insurance commissioner under one department head and to define duties thereof. To the Committee on Insurance.

By Mr. Murphy of Nashua, House Bill No. 91, An act relating to the salary of the commissioner of motor vehicles. To the Committee on Revision of the Statutes.

By Mr. Creighton of Manchester, House Bill No. 92, An act relating to night work for women and minors. To the Committee on Labor.

By Mr. Firmin of Fitzwilliam, House Bill No. 93, An act

in relation to the taking of horned pout or bull head. To the Committee on Fisheries and Game.

By Mr. Winslow of Nashua, House Bill No. 94, An act relating to motor vehicle fees during any single year. To the Committee on Revision of the Statutes.

By Mr. DuBois of Concord, House Bill No. 95, An act regarding the parole of prisoners. To the Committee on Revision of the Statutes.

By Mr. Page of Laconia, House Bill No. 96, An act relating to the registration of motor vehicles. To the Committee on Revision of the Statutes.

By Mr. Page of Laconia, House Bill No. 97, An act in amendment of chapter 241 of the Session Laws of 1893 entitled "An act to establish the city of Laconia."

On motion of Mr. Bridges of Laconia the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Laconia.

By Mr. Robbins of Manchester, House Bill No. 98, An act in amendment of the Laws of 1923 entitled, "An act enlarging the powers of Moore's Falls Corporation." To the Committee on Judiciary.

By Mr. Milnes of Manchester, House Bill No. 99, An act in amendment of section 1, chapter 28 of the Public Laws of New Hampshire, passed at the January Session, 1929. To the Committee on Revision of the Statutes.

By Mr. Haynes of Deerfield, House Bill No. 100, An act relating to the bounty on hedgehogs. To the Committee on Fisheries and Game.

By Mr. Elkins of Concord, House Bill No. 101, An act to amend the charter of the Grafton Power Company. To the Committee on Judiciary.

By Mr. Cole of Derry, House Bill No. 102, An act in relation to gifts and management of state forests and reservations. To the Committee on Forestry.

By Mr. Weston of Milford, House Bill No. 103, An act prohibiting persons within highways from soliciting rides from the operators of vehicles therein. To the Committee on Revision of the Statutes.

By Mr. Burbank of Berlin, House Bill No. 104, An act to incorporate the Chickawolnepy Dam and Improvement company. To the Committee on Judiciary.

By Mr. Caveney of Northfield, House Bill No. 105, An act relating to the licensing of auctioneers. To the Committee on Judiciary.

By Mr. Judd of Pittsburg, House Bill No. 106, An act extending the Daniel Webster highway. To the Committee on Public Improvements.

By Mr. Dandrow of Goshen, House Bill No. 107, An act in relation to the discontinuance of highways. To the Committee on Revision of the Statutes.

By Mr. Page of Laconia, House Bill No. 108, An act to name a continuous route around Lake Winnepesaukee "Winnepesaukee road." To the Committee on Public Improvements.

By Mr. Sanborn of Tilton, House Bill No. 109, An act relating to the salary of the Secretary of the Board of Public Welfare. To the Committee on Revision of the Statutes.

By Mr. Page of Laconia, House Bill No. 110, An act relative to the use of state armories. To the Committee on Military Affairs.

By Mr. Elkins of Concord, House Bill No. 111, An act relating to beverages. To the Committee on Public Health.

By Mr. Elkins of Concord, House Bill No. 112, An act relating to dairy products. To the Committee on Agriculture.

By Mr. Kelly of Concord, House Bill No. 113, An act relating to narcotics. To the Committee on Public Health.

By Mr. Kelly of Concord, House Bill No. 114, An act relating to cosmetics. To the Committee on Public Health.

By Mr. Kelly of Concord, House Bill No. 115, An act relating to the practice of pharmacy and the sale of drugs. To the Committee on Public Health.

By Mr. Rowell of Newport, House Bill No. 116, An act in aid of aviation. To the Committee on Judiciary.

By Mr. Dickinson of Richmond, House Bill No. 117,



An act prohibiting the sale of hares and rabbits. To the Committee on Fisheries and Game.

By Mr. Page of Laconia, House Bill No. 118, An act to extend the trunk line leading from Laconia through Belmont and Loudon to Concord. To the Committee on Public Improvements.

By Mr. Leahy of Claremont, House Bill No. 119, An act relating to common jails and prisoners therein. To the Committee on Revision of the Statutes.

By Mr. Drake of Lebanon, House Bill No. 120, An act relative to the penalty for incest. To the Committee on Judiciary.

By Mr. Adams of Hampton, House Bill No. 121, An act relating to the taking of deer in the county of Rockingham. To the Committee on Fisheries and Game.

On motion of Mr. Hammond of Manchester at 2:25 o'clock the House took a recess for 15 minutes.

#### AFTER RECESS

By Mr. Doe of Somersworth, House Bill No. 122, An act relating to savings banks and trust companies. To the Committee on Banks.

By Mr. Bell of Berlin, House Bill No. 123, An act to incorporate the City Savings Bank of Berlin. To the Committee on Banks.

By Mr. Bean of Concord, House Bill No. 124, An act relating to the practice of chiropody. To the Committee on Public Health.

By Mr. Adams of Portsmouth, House Bill No. 125, An act relating to the salary of the solicitor of Rockingham county.

On motion of Mr. Adams of Portsmouth, the rules were suspended and the bill referred to a special committee consisting of the delegation from the county of Rockingham.

By Mr. Elliott of Whitefield, House Bill No. 126, An act relating to taking deer in certain towns in Coos County. To the Committee on Fisheries and Game.

By Mrs. Morris of Lancaster, House Bill No. 127, An act

relating to state and other public libraries. To the Committee on Judiciary.

By Mr. Nash of Concord, House Bill No. 128, An act relating to the salary of the Labor Commissioner. To the Committee on Labor.

By Mr. Nash of Concord, House Bill No. 129, An act prohibiting the sale of deer and hare and rabbits, as food. To the Committee on Fisheries and Game.

By Mrs. Morris of Lancaster, House Bill No. 130, An act relative to tourists camps. To the Committee on Public Health.

By Mr. Nash of Concord, House Bill No. 131, An act pertaining to the taking of pheasants in certain counties. To the Committee on Fisheries and Game.

By Mr. Duncan of Jaffrey, House Bill No. 132, An act relating to clerical assistants in the state highway department. To the Committee on Revision of the Statutes.

By Mr. Duncan of Jaffrey, House Bill No. 133, An act relating to the biennial report of the highway commissioner. To the Committee on Revision of the Statutes.

By Mr. Adams of Hampton, House Bill No. 134, An act relative to the supervision of electricians. To the Committee on Revision of the Statutes.

By Mr. Hammond of Manchester, House Bill No. 135, An act relating to attorneys and counselors. To the Committee on Revision of the Statutes.

By Mr. Duncan of Jaffrey, House Bill No. 136, An act relative to maintenance of trunk line and state aided highways by municipalities. To the Committee on Public Improvements.

By Mr. Duncan of Jaffrey, House Bill No. 137, An act relating to the construction of highway bridges. To the Committee on Public Improvements.

By Mr. Ramsay of Colebrook, House Bill No. 138, An act relative to widening and deepening Mohawk river in the town of Colebrook. To the Committee on Public Improvements.

By Mr. Freeman of Concord, House Bill No. 139, An act

defining the effect of a public wrong in a private action. To the Committee on Judiciary.

By Mr. Neal of Meredith, House Bill No. 140, An act relative to taking black bass. To the Committee on Fisheries and Game.

By Mr. Neal of Meredith, House Bill No. 141, An act relative to financial aid to agricultural affairs. To the Committee on Agriculture.

On motion of Mr. Duncan of Jaffrey the clerk was instructed to procure additional copies of House Bill No. 1, An act relating to state aided highways and increasing the appropriation therefor and House Bill No. 2, An act increasing the apportionment for state maintenance of these highways.

#### EXCUSED FROM SERVING

Mr. Dickinson of Winchester was excused from sitting on the Committee on Fisheries and Game during the consideration of House Bill No. 15, An act repealing Chapter 31 of the Session Laws of 1929 and for other purposes.

#### ORDER VACATED

On motion of Mr. Webster of Canaan,

*Resolved*, That the order whereby House Joint Resolution No. 15, Joint Resolution for the improvement of the road leading from the Dorchester town line to the village of Canaan was referred to the Committee on Public Improvements be vacated and the joint resolution be referred to the Committee on Roads, Bridges, and Canals.

On motion of Mr. Small of Rochester at 3:05 o'clock the House took a recess for 15 minutes.

#### AFTER RECESS

By Mr. Elkins of Concord, House Bill No. 142, An act relating to returns of business corporations. To the Committee on Judiciary.

By Mr. Elkins of Concord, House Bill No. 143, An act relating to the publication of state and provincial records. To the Committee on Appropriations.

By Mr. Elkins of Concord, House Bill No. 144, An act relative to clerical assistance in the office of secretary of state. To the Committee on Appropriations.

By Mr. Elkins of Concord, House Bill No. 145, An act providing a fee for registering brands for bottles and other containers. To the Committee on Revision of the Statutes.

By Mr. Carter of Nashua, House Bill No. 146, An act relating to committals to the industrial school. To the Committee on Industrial School.

By Mr. Carter of Nashua, House Bill No. 147, An act to establish a probation department in the state board of public welfare. To the Committee on Revision of the Statutes.

By Mr. Carter of Nashua, House Bill No. 148, An act relating to probation of criminals. To the Committee on Revision of the Statutes.

By Mr. Carter of Nashua, House Bill No. 149, An act relating to neglected and delinquent children and juvenile courts. To the Committee on Judiciary.

By Mr. Perkins of Pittsfield, House Bill No. 150, An act relative to the Board of Examiners of Embalmers. To the Committee on Revision of the Statutes.

By Mr. Blood of Hudson, House Bill No. 151, An act to amend the charter of the First Baptist Society in the town of Hudson. To the Committee on Judiciary.

By Mr. Adams of Londonderry, House Bill No. 152, An act relating to voting by members and stockholders of co-operative associations. To the Committee on Agriculture.

By Mr. Adams of Londonderry, House Bill No. 153, An act constituting a state police force. To the Committee on Judiciary.

By Mr. Blood of Hudson, House Bill No. 154, An act in relation to dropping inflammable material where it may cause a forest fire. To the Committee on Forestry.

By Mr. Small of Rochester, House Bill No. 155, An act in amendment of the charter of the New Hampshire Odd Fellows Home. To the Committee on Revision of the Statutes.

By Mr. Bell of Plymouth, House Bill No. 156, An act

providing for the transmission of primary and election ballots to the Secretary of State. To the Committee on Judiciary.

By Mr. McGreal of Somersworth, House Bill No. 157, An act relative to costs in prosecutions of liquor law violations. To the Committee on Liquor Laws.

By Mr. Thayer of Haverhill, House Bill No. 158, An act to limit the catch of brook trout in Robartwood lake in the town of Campton and to change the open season for the taking of horned pout from said lake. To the Committee on Fisheries and Game.

By Mr. Young of Franklin, House Bill No. 159, An act to provide for the construction and equipment of an armory in the city of Franklin. To the Committee on Military Affairs.

On motion of Mr. Hammond of Manchester:

*Resolved*, That the order whereby House Joint Resolution No. 23, Joint Resolution for the improvement of the main road leading East from Hudson bridge to the Windham town line in the town of Hudson was referred to the Committee of Public Improvements be vacated and the Joint Resolution be referred to the Committee on Roads, Bridges and Canals.

By Mr. DuBois of Concord, House Bill No. 160, An act relating to hawkers and pedlers. To the Committee on Revision of the Statutes.

By Mr. Crockett of Dover, House Bill No. 161, An act relative to freeing Eliot toll bridge. To the Committee on Public Improvements.

By Mr. Adams of Portsmouth, House Bill No. 162, An act relating to Municipal Courts. To the Committee on Revision of the Statutes.

By Mr. Brooks of Concord, House Bill No. 163, An act relating to black bear. To the Committee on Fisheries and Game.

By Mr. Young of Laconia, House Bill No. 164, An act regarding security for damages happening from the operation of automobiles. To the Committee on Judiciary.

By Mr. Baker of Roxbury, House Bill No. 165, An act relating to the insurance commissioner. To the Committee on Insurance.

By Mr. Hammond of Manchester, House Bill No. 166, An act relating to hours of labor. To the Committee on Labor.

By Mrs. Gagne of Berlin, House Bill No. 167, An act to incorporate Champlain Fire Insurance Company of Berlin. To the Committee on Judiciary.

By Mr. Clow of Wolfeboro, House Bill No. 168, An act extending the powers of towns with respect to the public health. To the Committee on Public Health.

By Mr. Leith of Lancaster, House Bill No. 169, An act relating to the revocation of licenses to practice medicine. To the Committee on Public Health.

By Mr. Small of Rochester, House Bill No. 170, An act to repeal the primary law and to re-enact the caucus and convention law. To the Committee on Judiciary.

By Mr. Sturtevant of Concord, House Bill No. 171, An act relating to the powers of towns to appropriate money. To the Committee on Judiciary.

By Mr. Sturtevant of Concord, House Bill No. 172, An act relating to the fiscal year of the Union School district in Concord. To the Committee on Education.

By Mr. Sturtevant of Concord, House Bill No. 173, An act relative to school money. To the Committee on Education.

By Mr. Sturtevant of Concord, House Bill No. 174, An act relative to the school year. To the Committee on Education.

By Mr. Sturtevant of Concord, House Bill No. 175, An act relating to the publication of vital statistics. To the Committee on Public Health.

By Mr. Sturtevant of Concord, House Bill No. 176, An act relating to the terms of office of members of zoning boards of adjustment. To the Committee on Revision of the Statutes.

By Mr. Sturtevant of Concord, House Bill No. 177, An



act relating to interest on unpaid taxes. To the Committee on Ways and Means.

By Mr. Dudley of Exeter, House Bill No. 178, An act relating to eminent domain proceedings for the State College and University. To the Committee on Judiciary.

By Mr. Ahern of Concord, House Bill No. 179, An act relating to the assessment of standing wood and timber. To the Committee on Ways and Means.

On motion of Mr. Adams of Hampton at 3:50 o'clock the House took a recess for 15 minutes.

#### AFTER RECESS

##### MR. ELKINS OF CONCORD IN THE CHAIR

By Mr. Shaw of Chichester, House Bill No. 180, An act relating to annual reports of county officers. To the Committee on Towns and Counties.

By Mr. Sturtevant of Concord, House Bill No. 181, An act relative to the registration of motor vehicles. To the Committee on Revision of the Statutes.

By Mr. DuBois of Concord, House Bill No. 182, An act relating to the manner of taking game. To the Committee on Fisheries and Game.

By Mr. DuBois of Concord, House Bill No. 183, An act relating to the taking of quail. To the Committee on Fisheries and Game.

By Mr. Cogan of Portsmouth, House Bill No. 184, An act amending the charter of the city of Portsmouth. To the Committee on Judiciary.

By Mr. Gouin of Dover, House Bill No. 185, An act relating to the amount of compensation for death under the Workmen's Compensation Law. To the Committee on Judiciary.

By Mr. Gouin of Dover, House Bill No. 186, An act relating to the limit of compensation under the Workmen's Compensation Law. To the Committee on Judiciary.

By Mr. Gouin of Dover, House Bill No. 187, An act relating to remedial care under the Workmen's Compensation Law. To the Committee on Judiciary.

By Mr. Saltmarsh of Pembroke, House Bill No. 188, An act relating to the taxation of income from interest and dividends. To the Committee on Ways and Means.

By Mr. Metcalf of Piermont, House Bill No. 189, An act relating to the taxation of income from interest and dividends. To the Committee on Ways and Means.

By Mr. Rose of Portsmouth, House Bill No. 190, An act providing for the propagation of lobsters. To the Committee on Fisheries and Game.

By Mr. Whittier of Raymond, House Bill No. 191, An act conditionally exempting from local taxation the property of the Woman's Civic Club of Raymond. To the Committee on Revision of the Statutes.

By Mr. Griffin of Auburn, House Bill No. 192, An act relative to the expense of snow removal. To the Committee on Revision of the Statutes.

By Mr. Cheney of Danville, House Bill No. 193, An act relating to state licenses of hawkers and peddlers. To the Committee on Revision of the Statutes.

By Mr. Wentworth of Dover, House Bill No. 194, An act to abolish the death penalty. To the Committee on Judiciary.

By Mr. Cheney of Danville, House Bill No. 195, An act relating to hawkers and peddlers. To the Committee on Revision of the Statutes.

By Mr. Dickinson of Swanzey, House Bill No. 196, An act affirming the acceptance of the federal vocational rehabilitation act and appropriating money to make the same effective. To the Committee on Judiciary.

By Mr. Wentworth of Dover, House Bill No. 197, An act relating to the discharge of offenders confined for non-payment of fines and costs. To the Committee on Revision of the Statutes.

By Mr. Wentworth of Dover, House Bill No. 198, An act relating to fees and travel of state officers. To the Committee on Judiciary.

On motion of Mr. Callahan of Keene at 4:20 o'clock the House took a recess for 15 minutes.

## AFTER RECESS

## THE SPEAKER IN THE CHAIR

By Mr. Jones of Fremont, House Bill No. 199, An act designating the Beede Hill road in the town of Fremont as a state aid highway. To the Committee on Public Improvements.

By Mr. Callahan of Keene, House Bill No. 200, An act relating to liens for water service. To the Committee on Judiciary.

By Mr. Callahan of Keene, House Bill No. 201, An act relating to recreation on the Lord's Day. To the Committee on Judiciary.

By Mr. Jones of Keene, House Bill No. 202, An act relating to the salary of the solicitor of Cheshire County.

On motion of Mr. Callahan of Keene the rules were suspended and the bill referred to a special committee consisting of the delegation from the county of Cheshire.

By Mr. Quimby of Laconia, House Bill No. 203, An act relating to motor boats. To the Committee on Revision of the Statutes.

By Mr. Cogswell of Henniker, House Bill No. 204, An act relative to licenses for hotels and public lodging houses. To the Committee on Revision of the Statutes.

By Mr. Baker of Concord, House Bill No. 205, An act amending the charter of the city of Concord.

On motion of Mr. Lee of Concord the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Concord.

By Mr. Wellman of Keene, House Bill No. 206, An act relating to recreation on the Lord's Day. To the Committee on Judiciary.

By Mr. Pickens of Seabrook, House Bill No. 207, An act relating to the supervision of electricians. To the Committee on Judiciary.

By Mr. Tuttle of Farmington, House Bill No. 208, An act designating the road from Rochester to the Daniel Webster highway as the Henry Wilson highway. To the Committee on Public Improvements.

By Mr. Long of Bethlehem, House Bill No. 209, An act increasing the debt limit of the school district of Bethlehem. To the Committee on Judiciary.

By Mr. Dickinson of Swanzey, House Bill No. 210, An act providing temporary emergency aid for dependent mothers and children. To the Committee on Appropriations.

By Mr. Brooks of Concord, House Bill No. 211, An act providing state aid for soldiers and sailors. To the Committee on Military Affairs.

By Mr. Colby of Wentworth, House Bill No. 212, An act relating to Workmen's Compensation. To the Committee on Judiciary.

By Mr. Wallis of Sanbornton, House Bill No. 213, An act relating to white pine blister. To the Committee on Forestry.

By Mr. Holt of Lyndeboro, House Bill No. 214, An act altering the personnel of the board of appeal in cases of damage by game. To the Committee on Fisheries and Game.

By Mr. Keefe of Dover, House Bill No. 215, An act to prohibit the use of steel traps in the county of Stratford. To the Committee on Fisheries and Game.

By Mr. O'Leary of Manchester, House Bill No. 216, An act relating to adequate assistance to aged citizens over seventy years of age. To the Committee on Judiciary.

By Mr. Nash of Concord, House Bill No. 217, An act relating to registering of trade-names. To the Committee on Revision of the Statutes.

By Mrs. Morris of Lancaster, Joint Resolution No. 46, joint resolution to provide for an addition to the State Library. To the Committee on State Library.

By Mr. Neal of Meredith, House Joint Resolution No. 47, Joint Resolution relative to permanent improvement of the road in Meredith leading from New Hampton line to Meredith. To the Committee on Public Improvements.

By Mr. Thayer of Haverhill, House Joint Resolution No. 48, Joint Resolution in favor of Perry T. Hastings. To the Committee on Claims.

By Mr. Grant of Weare, House Joint Resolution No. 49, Joint Resolution for the permanent construction of a certain highway in the town of Weare. To the Committee on Public Improvements.

By Mr. Chandler of Landaff, House Joint Resolution No. 50, Joint Resolution appropriating funds for the construction of a highway in the town of Landaff. To the Committee on Public Improvements.

By Mr. Sleeper of Loudon, House Joint Resolution No. 51, Joint Resolution for the improvement of the highway from Loudon Village over the Old Stage Mail line to Kelley's Corner in Gilmanton. To the committee on Public Improvements.

By Mr. Sanborn of Wakefield, House Joint Resolution No. 52, Joint Resolution providing for the permanent improvement of the road in Wakefield leading from Wakefield Corner towards East Wakefield and Woodman. To the Committee on Public Improvements.

By Mr. Quimby of Laconia, House Joint Resolution No. 53, Joint Resolution relating to Laconia State School. To the Committee on Laconia State School.

By Mr. Reid of Litchfield, House Joint Resolution No. 54, Joint Resolution for the construction of a bridge and improvement of the main highway in the town of Litchfield.

On motion of Mr. Hammond of Manchester the bill was referred with Committee on Roads, Bridges, and Canals.

By Mr. Fernald of Lee, House Joint Resolution No. 55, Joint Resolution for the improvement of the Stage road leading from Nottingham line to Newmarket line in the town of Lee. To the Committee on Public Improvements.

By Mr. Lytle of Littleton, House Joint Resolution No. 56, Joint Resolution in favor of George F. Chamberlain, of St. Johnsbury, Vermont, for damages which he received on account of collision with a State Highway truck. To the Committee on Claims.

By Mr. Whittier of Raymond, House Joint Resolution No. 57, Joint Resolution for the improvement of the road in Raymond from the Portsmouth and Keene trunk line to

the Nottingham line. To the Committee on Roads, Bridges and Canals.

By Mrs. Bartlett of Kingston, House Joint Resolution No. 58, Joint Resolution for the permanent improvement of the main highway known as Derry road leading from the Haverhill road to the Danville line in the town of Kingston. To the Committee on Roads, Bridges and Canals.

By Mr. Osborne of Sunapee, House Joint Resolution No. 59, Joint Resolution for the improvement of the road leading from Sunapee to Grantham. To the Committee on Public Improvements.

By Mr. Osborne of Sunapee, House Joint Resolution No. 60, Joint Resolution providing for the permanent improvement of the road from Sunapee to Springfield. To the Committee on Public Improvements.

On motion of Mr. Carter of Nashua.

*Resolved*, That the order whereby House Bill No. 146, An act relating to Committals to the Industrial School was referred to the Committee on Industrial School and the order whereby House Bill No. 149, An act relating to neglected and delinquent children and juvenile courts was referred to the Committee on Judiciary be vacated and both bills be referred to the Committee on Revision of the Statutes.

On motion of Mr. Henderson of Durham at 4:40 o'clock the House took a recess for 10 minutes.

#### AFTER RECESS

By Mr. Thompson of Carroll, House Bill No. 218, An act to authorize the state highway department to change the channel of the Ammonoosuc river in the town of Carroll. To the Committee on Public Improvements.

By Mr. Schultz of Gilmanton, House Bill No. 219, An act to provide for the layout of a state aid highway leading from the Alton line at Gilmanton Iron Works to Gilmanton Academy village terminating at the junction of the Pittsfield, Gilmanton and Laconia Province road at the four corners at Gilmanton Academy village. To the Committee on Public Improvements.



By Mr. Schultz of Gilmanton, House Bill No. 220, An act relating to Crystal lake, sometimes known as Lougee's pond, in the town of Gilmanton. To the Committee on Judiciary.

By Mr. McGreal of Somersworth, House Bill No. 221, An act relating to the salary of the mayor of Somersworth.

On motion of Mr. Doe of Somersworth the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Somersworth.

By Mr. Chickering of Walpole, House Bill No. 222, An act relative to the indemnity on tuberculous cattle. To the Committee on Agriculture.

By Mr. Price of Lisbon, House Bill No. 223, An act to dissolve certain corporations. To the Committee on Judiciary.

By Mr. Carter of Nashua, House Bill No. 224, An act relative to life insurance. To the Committee on Insurance.

By Mr. Warner of Claremont, House Bill No. 225, An act for the purpose of providing a site for a state armory building in the town of Claremont. To the Committee on Military Affairs.

By Mr. Warner of Claremont, House Bill No. 226, An act to provide for the construction and equipment of a state armory in the town of Claremont. To the Committee on Military Affairs.

By Mr. Murphy of Nashua, House Bill No. 227, An act to assess an estate tax on estates subject to taxation under the laws of the United States. To the Committee on Ways and Means.

Mr. Murphy of Nashua offered the following resolution:

WHEREAS by the provisions of certain sections of Title III of the United States Revenue Act of 1926, as amended in 1928, there may be returned to the State of New Hampshire an amount equal to the excess of eighty per cent of the federal estate tax on estates of New Hampshire decedents over the aggregate amount of estate, inheritance, legacy or succession taxes actually paid by such estate to any state or territory or the District of Columbia, in respect to any property included in the gross estate; and

WHEREAS many states have enacted appropriate legislation to obtain the benefit of such provisions of the United States Revenue Act; NOW THEREFORE BE IT

*Resolved*, That the Speaker of the House of Representatives be and hereby is directed to obtain from the justices of the Supreme Court their opinion upon the following questions of law which are of importance to the financial welfare of the state;

1. Would any constitutional provision be violated by imposing a tax on the estates of New Hampshire decedents, subject to the federal estate tax, in addition to the taxes imposed by chapter 72 of the Public Laws, the amount of which tax shall be the amount by which eighty per cent of the estate tax imposed by the United States government, under the provisions of the United States Revenue Act of 1926, as amended in 1928, exceeds the aggregate amount of all estate, inheritance, legacy transfer and succession taxes paid to the several states of the United States or the District of Columbia in respect to any property in the estate of said decedent?

2. If the answer to question number 1 is no, is there anything in the House Bill Number 227 hereto annexed which violates any provision of the New Hampshire constitution?

Mr. Baker of Concord moved that the resolution be adopted.

The question being on the motion of Mr. Baker of Concord.

On motion of Mr. Duncan of Jaffrey the resolution was laid upon the table and made a special order for Wednesday, January 21, at 11:01 o'clock.

MR. ELKINS OF CONCORD IN THE CHAIR

By Mr. Burns of Hopkinton, House Bill No. 228, An act relative to billboards. To the Committee on Public Improvements.

By Mr. Welch of Andover, House Bill No. 229, An act relating to the taking of pickerel in certain waters in the

town of Andover. To the Committee on Fisheries and Game.

By Mr. Hammond of Manchester, House Bill No. 230, An act in amendment of subdivisions I and II of section 1 of chapter 272 of the Public Laws, relating to the incorporation of insurance companies. To the Committee on Insurance.

By Mr. Wakefield of Plymouth, House Bill No. 231, An act requiring the recording of maps of subdivisions of land into lots for the purpose of sale. To the Committee on Judiciary.

By Mr. Herlihy of Newfields, House Bill No. 232, An act in amendment of section 34 of chapter 200 of the Public Laws, relating to the taking of smelt. To the Committee on Fisheries and Game.

By Mr. Sheehan of Manchester, House Bill No. 233, An act to provide for the establishment of planning boards in cities and towns. To the Committee on Judiciary.

By Mr. Sheehan of Manchester, House Bill No. 234, An act in amendment of the charter of the Granite State Fire Insurance Company, authorizing said Company to insure against earthquakes. To the Committee on Insurance.

By Mr. Pingree of Berlin, House Bill No. 235, An act relative to the city of Berlin. To the Committee on Judiciary.

By Mr. Blandin of Bath, House Bill No. 236, An act relating to the bonds of town tax collectors and treasurers. To the Committee on Judiciary.

By Mr. Kelly of Concord, House Bill No. 237, An act to prevent the practise of law by unauthorized persons and by corporations.

On motion of Mr. Hammond of Manchester the bill was referred to the Committee on Revision of the Statutes.

By Mr. Whitcomb of Claremont, House Bill No. 238, An act relating to the salary of the sheriff of Sullivan county.

On motion of Mr. Whitcomb of Claremont the rules were suspended and the bill referred to special committee consisting of the delegation from the county of Sullivan.

By Mr. Phelps of Goffstown, House Bill No. 239, An act in amendment of chapter 26 of the Public Laws, relating to the manner of conducting elections. To the Committee on Judiciary.

By Mr. Chasse of Nashua, House Bill No. 240, An act relating to city employees. To the Committee on Revision of Statutes.

By Mr. Caveney of Northfield, House Bill No. 241, An act relating to the office of commissioner of various departments. To the Committee on Judiciary.

By Mr. Caveney of Northfield, House Bill No. 242, An act relating to elections. To the Committee on Judiciary.

By Mr. Matson of Concord, House Bill No. 243, An act amending the charter of the city of Concord.

On motion of Mr. Matson of Concord the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Concord.

By Mr. Kearns of Manchester, House Bill No. 244, An act relating to School Committee of city of Manchester. To the Committee on Judiciary.

On motion of Mr. Hammond of Manchester the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Manchester.

By Mr. Hayes of Rochester, House Bill No. 245, An act in amendment of chapter 385 of the Public Laws, relating to regulations for towns and cities of the conduct of business, sports and amusements on Sunday. To the Committee on Judiciary.

By Mrs. Bartlett of Kingston, House Bill No. 246, An act relating to rights and qualifications of voters. To the Committee on Judiciary.

By Mr. Keating of Keene, House Bill No. 247, An act relating to the board of police commissioners for the city of Keene.

On motion of Mr. Callahan of Keene the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Keene.

By Mr. Pingree of Berlin, House Bill No. 248, An act

relating to the taking of fish. To the Committee on Fisheries and Game.

By Mr. Weston of Milford, House Bill No. 249, An act relating to closing Sunset lake in Greenfield to all ice fishing for a term of five years. To the Committee on Fisheries and Game.

By Mr. Callahan of Keene, House Bill No. 250, An act relating to pheasants. To the Committee on Fisheries and Game.

By Mr. Sanborn of Enfield, House Bill No. 251, An act in relation to deeds given by Tax Collectors. To the Committee on Judiciary.

By Mr. Gates of Keene, House Bill No. 252, An act relating to a Board of Police Commissioners for the city of Keene.

On motion of Mr. Callahan of Keene the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Keene.

By Mr. Foster of Wilton, House Bill No. 253, An act providing for the payment of local city and town taxes by instalments. To the Committee on Judiciary.

By Mr. Varney of Alton, House Bill No. 254, An act relating to the taking of shad. To the Committee on Fisheries and Game.

By Mr. Guimond of Manchester, House Bill No. 255, An act relating to the expiration of operators' licenses. To the Committee on the Revision of the Statutes.

By Mr. Adams of Londonderry, House Bill No. 256, An act regulating the grading and packing of apples. To the Committee on Agriculture.

By Mr. Ward of Marlboro, House Bill No. 257, An act to amend section 33 of chapter 218 of the Public Laws relating to the duties of the Public Service Commission. To the Committee on Revision of the Statutes.

By Mr. Duncan of Jaffrey, House Bill No. 258, An act establishing a police commission in the cities of Manchester, Nashua, Portsmouth, Laconia, Somersworth, Dover and

Berlin, and to the town of Exeter. To the Committee on Judiciary.

By Mr. Burns of Hopkinton, House Bill No. 259, An act in amendment of section 4 of chapter 57 of the Public Laws, relating to village district meetings. To the Committee on Revision of the Statutes.

By Mr. Freeman of Concord, House Bill No. 260, An act relating to the term of office and salary of the Insurance Commissioner, and amending Chapter 271 of the Public Laws. To the Committee on Insurance.

By Mr. Colby of Claremont, House Joint Resolution No. 61, Joint Resolution relating to the outlet of Crescent lake in the towns of Acworth and Unity.

On motion of Mr. Dow of Claremont the rules were suspended and the joint resolution referred to a special committee consisting of the delegation from the county of Sullivan.

By Mr. Thayer of Haverhill, House Joint Resolution No. 62, Joint Resolution providing for a deficiency appropriation for bounties for hedgehogs. To the Committee on Fisheries and Game.

By Mr. Wright of Epping, House Joint Resolution No. 63, Joint Resolution for the improvement of the North River road so-called, leading from Epping to Lee and Durham, in the town of Epping. To the Committee on Public Improvements.

By Mr. Jones of Fremont, House Joint Resolution No. 64, Joint Resolution for the improvement of Beede Hill road in the town of Fremont. To the Committee on Roads, Bridges and Canals.

By Mr. Jewell of Stratham, House Joint Resolution No. 65, Joint Resolution for the construction of a bridge in the town of Stratham. To the Committee on Roads, Bridges and Canals.

By Mr. Murphy of Nashua, House Joint Resolution No. 66, Joint Resolution providing for a deficiency appropriation for the treasury department. To the Committee on Appropriations.



By Mr. Carmichael of Nottingham, House Joint Resolution No. 67, Joint Resolution for the improvement of the road in Nottingham from the Raymond line to Nottingham Center connecting with the road from Northwood to Lee. To the Committee on Public Improvements.

By Mr. Giles of Northwood, House Joint Resolution No. 68, Joint Resolution for the completion of a farm to market highway in the town of Northwood. To the Committee on Roads, Bridges and Canals.

By Mr. Murphy of Nashua, House Joint Resolution No. 69, Joint Resolution relative to the importation of lumber, pulpwood and pulp from Soviet Russia. To the Committee on Judiciary.

By Mr. Neal of Meredith, House Joint Resolution No. 70, Joint Resolution for the improvement of the Meredith Neck road so-called in the town of Meredith. To the Committee on Public Improvements.

By Mr. Schultz of Gilmanton, House Joint Resolution No. 71, Joint Resolution providing for the improvement of the highway from Kelley's Corner over the old stage line to Loudon Village. To the Committee on Roads, Bridges and Canals.

By Mr. Durgin of Strafford, House Joint Resolution No. 72, Joint Resolution for the improvement of a highway in the towns of Strafford and Barrington. To the Committee on Public Improvements.

By Mr. Dandrow of Goshen, House Joint Resolution No. 73, Joint Resolution providing for the improvement of the road leading from the Dartmouth College road in the town of Goshen. To the Committee on Public Improvements.

By Mr. Wilson of Farmington House Joint Resolution No. 74, Joint Resolution for the reconditioning of a farm to market highway in the town of Farmington. To the Committee on Roads, Bridges and Canals.

By Mr. Barr of New Ipswich, House Joint Resolution No. 75, Joint Resolution for the improvement of the main road from New Ipswich to Sharon and Peterborough in the town

of New Ipswich. To the Committee on Roads, Bridges and Canals.

By Mr. Hutchins of Stratford, House Joint Resolution No. 76, Joint Resolution in favor of the New Hampshire Veterans' Association. To the Committee on Appropriations.

By Mr. Little of Warren, House Joint Resolution No. 77, Joint Resolution in favor of the New Hampshire Sanatorium. To the Committee on Appropriations.

By Mr. Little of Warren, House Joint Resolution No. 78, Joint Resolution to provide for an addition to the infirmary building at the New Hampshire State Sanatorium. To the Committee on Appropriations.

By Mr. Cheney of Danville, House Joint Resolution No. 79, Joint Resolution for the permanent improvement of the main highway known as Derry road leading from the Danville church to the Kingston line in the town of Danville. To the Committee on Public Improvements.

By Mr. Wilson of Farmington, House Joint Resolution No. 80, Joint Resolution for the improvement of a road in the towns of Milton, Farmington, and the city of Rochester. To the Committee on Public Improvements.

On motion of Mr. Thayer of Haverhill at 5:40 o'clock the House adjourned.

#### AFTERNOON

The House was immediately called to order in afternoon session.

Mr. St. Germain of Manchester having qualified before His Excellency the Governor appeared and took his seat as a member of the House.

On motion of Mr. Pingree of Berlin at 5:41 o'clock the House adjourned.

WEDNESDAY, JANUARY 21, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

#### LEAVES OF ABSENCE

Messrs. Wilder of Rindge, Whitehead of Dover and Willett of Manchester were granted leaves of absence for the week on account of sickness.

Mr. Robertson of Keene was granted leave of absence for the day on account of important business.

#### COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills:

House Bill No. 4, An act amending the charter of the city of Concord.

House Bill No. 5, An act authorizing the enlargement and extension of the system of water-works in the city of Concord and ratifying certain acts to that end.

House Bill No. 7, An act to authorize the city of Concord to issue water-works bonds.

The report was accepted.

Mr. Blandin of Bath for the Committee on Ways and Means to whom was referred House Bill No. 14, An act to establish a new apportionment for the assessment of public taxes, reported the same with the recommendation that the Bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Matson of Concord for the Committee on Military Affairs was referred House Bill No. 32, An act relating to the Governor's staff, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Small of Rochester for the special committee appointed at the 1929 session to investigate all possible means

of securing more constant attendance in the future presented the following report:

*To the House of Representatives of the General Court of 1931:*

On the 18th day of April, at the close of the January Session of the General Court of 1929, the House of Representatives adopted the following resolution, offered by Mr. Duncan of Jaffrey:

“WHEREAS the work of the House not only in this but in past sessions has been seriously inconvenienced by the consistent unexcused absences of many members of the House;

THEREFORE BE IT RESOLVED, That the Speaker appoint a committee of five to investigate all possible means of securing more constant attendance in the future and that said committee serve without pay, and report their findings to the next Legislature.”

The Speaker appointed the undersigned as members of such committee.

The committee has made diligent inquiry of the corresponding legislative body of each State in the Union, has met and considered all suggested means of securing a more constant attendance, and respectfully begs leave to submit the following report of its findings:

1. We are unanimously of opinion that the first essential of any effort to secure a more constant attendance is an *accurate daily record of the attendance of each member*, and the daily publication in the journal of the names of those absent, separating the names of those whose absence is unexcused from the names of those who have duly requested and received license to depart. We are fortified in this opinion by the fact that out of the forty-four legislative bodies regarding which we received information, all but nine have a daily roll-call, four states reporting both morning and afternoon roll-calls. One fourth of the states volunteered the information that the attendance record is spread upon the journal.

Several methods of securing a daily attendance record were considered by the committee. Although a *daily call*

*of the roll by the clerk* is in use in the legislatures of thirty states, this method seems impracticable in New Hampshire. No other state legislative body approaches the New Hampshire House in size, and even in legislatures of half the size daily roll-calls are not generally attempted. Of the nine state legislatures which have no daily roll-calls, six are legislative bodies of 150 or more members. In fact only two legislative bodies of over 150 members use the daily roll-call,—Connecticut (262 members, the next largest after New Hampshire,) and Illinois (153 members).

A possible alternative is a *daily check of the attendance by monitors*. Members might be willing to serve as monitors to check and report to the clerk daily the attendance of members sitting in certain specified divisions or parts of divisions in the House. Or the House might prefer to assign the six pages to this function, their presence during the entire day and their customary elevated stations facing the House facilitating their performance of such a duty.

Another alternative might be the *daily operation of a time clock by each member*, and delivery by him to the clerk, of a card properly stamped by the clock. This method, however, would be cumbersome and annoying to members, and its performance likely to be overlooked or neglected. It would also be a serious burden on the Clerk's office, which would have daily to check the entire roll against the cards received.

The committee finds that the most effective alternative to a daily call of the roll by the clerk is a mechanical device known as "the electric roll-call system" manufactured by the American Signal Corporation of 307 Thirteenth Street, N. W., Washington, D. C. Five State legislatures have installed this system,—those of Texas (147 members), Iowa (108 members), Wisconsin (100 members), Virginia (100 members), and Louisiana (100 members). The legislature of Ohio (130 members) has appointed a committee to examine into the subject and report, and that of Washington (96 members) tried out a system last session, but has not yet purchased.

The essentials of this electrical system are three electric buttons at each legislator's seat wired to a diagram, in full view of the House over the Speaker's desk and bearing the name of every member of the House. Opposite each name on the diagram are three different colored electric bulbs operated by the corresponding buttons at the legislator's seat. One bulb indicates a vote in the affirmative, one a vote in the negative, and the third simply "present and not-voting." When the roll-call or vote has been taken the whole system is locked by closing a circuit at the clerk's desk, and the machine automatically makes a permanent and unalterable record of the roll or vote by perforations in a sheet bearing the name of each legislator, which is automatically totalled by the device.

This electric roll-call is, it will be seen, more than a mere device for securing a roll of those present. It is also a method of taking the yeas and nays upon any question, and permits this to be done without confusion and with perfect accuracy in the fraction of a minute. Members can see from the indicator board how others are voting and can change their votes if they desire to, before the record is made. It would enable the taking of a roll-call at both morning and afternoon sessions and could be left open for this purpose for so long a time as desired. It would also make for more accurate voting, and save practically all the time now consumed by divisions of the House and calls of the yeas and nays.

The Secretary of State of Texas reports that the machine saves the State thousands of dollars each legislative session. From Iowa it is reported that there are more roll calls under this system and that members believe this makes for better legislation. "Not one of our members who has ever used our system would consider its abandonment." The Clerk of the House of Delegates of Virginia reports that they have found the system most satisfactory. The Clerk of the House of Representatives of Louisiana reports that the machine was a success, "but outlived its usefulness and cannot be moved into new capitol which is being built."



The Clerk of the House in Washington reports that they tried a system last session which was "very satisfactory" but that it has not as yet been purchased.

The only objection to the system suggested to the Committee is the cost of installation for so large a legislative body as this House. Appended to this report is a prospectus of the manufacturers, and a letter from them making a proposition for its installation in New Hampshire. The offer of the Company is to install the system for \$50,000, subject to an annual rental of \$3,600, or for \$85,000 for an outright sale. As an annual rental of \$3,600 would mean an overhead charge of \$7,200 per biennial session, it is obvious that the latter proposition is the more economical. Against this cost should be set the saving to the State each session in the time of the Legislature and in the consequent cost of its operation. The State Treasurer advises the Committee that the expense of the Legislature to the State of New Hampshire which is dependent on the length of the session, including salaries of employees, and personal transportation and railroad mileage of members, totalled during the session of 1929, the sum of \$58,096.41 for a session of fifteen weeks, or approximately \$4,000 per week.

It can be concluded, therefore, with reasonable certainty, that if the system could save the Legislature two weeks' time every session it would earn the State better than  $4\frac{1}{2}\%$  interest on the investment of \$85,000. With a greater saving of time the system might ultimately pay for itself, in addition to whatever benefits might be derived in the matter of better attendance and more certain voting in the House.

2. With an accurate and permanent record of all absentees in the daily journal, the Committee are of opinion that a more constant attendance in the House might readily be secured. The mere knowledge that future opponents at the polls, or the local press, would have ready access to the attendance record of a member in the House, would have a tendency to induce attention to his duty. With this information on its Journal the House could more readily enforce Rule No. 33: "Each member shall seasonably and

punctually attend to his duty in the House, and no one shall absent himself from the service of the House unless he have leave, or be sick and unable to attend." The rule is practically ineffective under the present system.

If daily publication of his absence from duty proved ineffective, the House could resort to the more drastic remedy of withholding salary. The Constitution of New Hampshire, Part Second, Article 15, provides that members of the legislature *seasonally attending and not departing without license*, shall receive as compensation in full for their services for the term elected, the sum of two hundred dollars. Under this provision it would seem that the legislature might constitutionally provide for proportional deductions from the salaries of those who fail to attend or depart without license.

In this connection it is interesting to note, however, that the Legislative bodies of other States do not generally find penalties for absence practicable. In Maine the statute provides for a deduction for each day's absence of two dollars from the salary of \$600 per term, but as the Clerk of the House keeps no attendance record the statute is obviously not enforced. In Ohio the Constitution provides for a penalty for non-attendance, but leaves the amount to be provided by law. Again as there is no daily record of attendance, there is no attempt to enforce the provision. In Maryland deduction is supposed to be made for unexcused absence, but no real check is made of this. In Montana a member forfeits his per diem for unexcused absence, and in Rhode Island the salary is five dollars for each day's actual attendance. In Tennessee absent members lose their salary. In West Virginia up to 1921 the rules of the House attempted to withhold the per diem of four dollars unless proper excuse was given, but the rule was not enforced. In Utah the House may stop the per diem if the member is absent for three days without excuse. All the other states report no fines or penalties for absence.

The Committee submits the foregoing report of its findings without recommendation other than (1) that the House

consider the adoption of some system of securing an accurate record for the Journal of each member's attendance, and (2) investigate further the cost and probable savings of the "electric roll-call system."

CONRAD E. SNOW of Rochester,  
ELIOT A. CARTER of Nashua,  
MILAN A. DICKINSON of Swanzey,  
GEORGE H. DUNCAN of Jaffrey,  
FREDERIC E. SMALL of Rochester.

The report was accepted.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills, sent up from the House of Representatives:

House Bill No. 5, An act authorizing the enlargement and extension of the system of water works in the city of Concord and ratifying certain acts to that end.

House Bill No. 7, An act to authorize the city of Concord to issue Water Works Bonds.

#### SPECIAL ORDER

Mr. Duncan of Jaffrey called for the special order it being the resolution presented by Mr. Murphy of Nashua asking for an opinion from the Supreme Court on certain taxation subjects.

The question being on the adoption of the resolution.

On a *viva voce* vote the resolution was accepted.

#### RESOLUTION

Mr. Friend of Belmont offered the following resolution:

WHEREAS, there is before the House of Representatives a bill imposing a tax upon personal and corporate incomes, on which the Supreme Court of the State has heretofore advised the legislature in part, but on which there is doubt of the constitutionality of other parts;

WHEREAS, it is important that the constitutionality of the whole should be settled in advance of enactment to protect the interests of the state and its people; Now therefore, be it

RESOLVED, that the Speaker of the House of Representatives be and hereby is directed to obtain from the Justices of the Supreme Court their opinion upon the following questions:

1. Would any constitutional provision be violated in ascertaining taxable net income by the deduction of all the ordinary and necessary expenses paid during the income year in carrying on income producing activities as provided in paragraph a, section 10, of House Bill No. 28?

2. Would any constitutional provision be violated in ascertaining taxable net income by allowing the deduction of all the ordinary and necessary living expenses of the tax payer required to keep him and his family in life as an income producing and tax paying entity, as provided in paragraph b, section 10, of House Bill No. 28, and avoiding the necessity of requiring the keeping of accurate accounts of income and expenses in a great majority of cases by setting up an arbitrary minimum of income as equalling the ordinary and necessary living expenses?

On a *viva voce* vote the resolution was adopted.

#### BILL WITHDRAWN

Mr. Lytle of Littleton asked unanimous consent to recall from the Committee on Revision of the Statutes, House Bill No. 54, An act relating to Public Utilities.

Unanimous consent was granted.

On motion of Mr. Hammond of Manchester the clerk was instructed to procure 100 additional copies of House Bill No. 134, An act relative to the supervision of electricians.

On motion of Mr. Small of Rochester at 11:15 o'clock the House adjourned.

## AFTERNOON

The House met at 3 o'clock.

## THIRD READINGS

On motion of Mr. Duncan of Jaffrey the rules were suspended and the third reading of bills by their titles made in order.

The following bills were severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 14, An act to establish a new apportionment for the assessment of public taxes.

House Bill No. 32, An act relating to the Governor's staff.

## ORDER VACATED

On motion of Mr. Cheney of Danville,

*Resolved*, That the order whereby House Joint Resolution No. 79, Joint Resolution for the permanent improvement of the main highway known as Derry road leading from the Danville church to the Kingston line in the town of Danville, was referred to the Committee on Public Improvements be vacated and the joint resolution be referred to the Committee on Roads, Bridges and Canals.

On motion of Mr. Elkins of Concord at 3:06 o'clock the House adjourned.

## THURSDAY, JANUARY 22, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

## LEAVES OF ABSENCE

Messrs. Fitch of Claremont, Brunelle of Haverhill, Small of Rochester and Emery of Rochester were granted leave of absence for the day on account of important business.

Mr. Neal of Meredith was granted leave of absence for next week on account of important business.

Mr. Warner of Claremont was granted leave of absence for the day on account of illness in his family.

Mr. Elliott of Whitefield was granted leave of absence until Feb. 3 on account of important business.

#### COMMITTEE REPORTS

Mr. Pingree of Berlin for the Committee on Appropriations, to whom was referred House Bill No. 210, An act providing temporary emergency aid for dependent mothers and children reported the same with the recommendation that the bill ought to pass.

The report was accepted.

On motion of Mr. Dickinson of Swanzey the rules were suspended and the bill made in order for a third reading at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Lamb of Manchester for the Committee on Education, to whom was referred House Bill No. 6, An act uniting Bristol Union School district number 2 and the Bristol Town School district, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Duncan of Jaffrey for the Committee on Judiciary, to whom was referred House Bill No. 9, An act relating to the county convention of Sullivan county, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Duncan of Jaffrey for the Committee on Judiciary, to whom was referred House Bill No. 41, An act relating to bonds of county officers, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Duncan of Jaffrey for the Committee on Judiciary, to whom was referred House Bill No. 43, An act to authorize the school district of the town of Marlborough to extend its



limit of bonded indebtedness, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Hammond of Manchester for the Committee on Revision of the Statutes, to whom was referred House Bill No. 29, An Act relating to correction of check-lists in the city of Keene reported the same with the recommendation that the bill be referred to a Special Committee consisting of the delegation from the city of Keene.

The report was accepted and the bill referred to a special committee consisting of the delegation from the city of Keene.

Mr. Hammond of Manchester for the Committee on Revision of the Statutes, to whom was referred House Bill No. 21, An act in amendment of section 11, chapter 387, Public Laws, relating to the misuse of society badges, etc., reported the same with the following Resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals, to whom was referred House Joint Resolution No. 6, A joint resolution for the improvement of the road from Ponemah station to Hollis depot, so-called reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals, to whom was referred House Joint Resolution No. 8, A joint resolution for the improvement of the road from the village of Rumney to Stinson lake in the town of Rumney, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Im-

provements, to whom was referred House Bill No. 3, An act relating to the expenditure of funds of the highway department reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements, to whom was referred House Bill No. 1, An act relating to state aided highways and increasing the apportionment therefor reported the same with the following amendment, and the recommendation that the bill as amended ought to pass,

Amend section 3 by striking out all of said section and inserting in place thereof the following:

3. *Takes Effect.* This act shall take effect upon its passage, but the repeal of sections 22 and 23 shall not operate to deprive any town of reimbursement for expenditures heretofore made under said section 22 in contemplation of reimbursement; and the proportions applying in such case shall be those set forth in section 1 of this act, nor invalidate any obligations such town may have incurred hereunder.

The report was accepted, the amendment adopted and the bill referred to the Committee on Appropriations under the rules.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals, to whom was referred House Bill No. 2, An act increasing the apportionment for state maintenance of town highways, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

The undersigned, a majority of the Committee on Elections to whom was referred Petition of Jessie Doe praying for a seat in the House, reported the same with the following resolution:

*Resolved*, That the committee is in favor of seating said Jessie Doe of Rollinsford.

EDWARD H. ADAMS  
ELEAZER L. JONES  
CHARLES W. T. WILLSON  
A. RALPH ESTABROOK  
RUTH G. BARTLETT  
HOMER F. PRIEST  
FRANK REED  
JOHN A. EDGERLY  
MARK K. MARDEN  
RALPH S. COLCORD

The report was accepted.

The undersigned, a minority of the Committee on Elections, to whom was referred Petition of Jessie Doe, praying for a seat in the House, being unable to agree with the majority, reported the same with the following Resolution:

*Resolved*, That the petition be dismissed.

CHARLES J. McGUINNESS  
CHARLES A. CARON,  
PATRICK J. RYAN.

The undersigned, a majority of the Committee on Elections to whom was referred Petition of Frederic E. Small of Rochester to intervene in behalf of the town of Rollinsford, relating to the vacancy in the office of Representative from said town, reported the same with the following Resolution:

*Resolved*, That Mr. Small be given leave to withdraw his petition to intervene.

EDWARD H. ADAMS,  
ELEAZER L. JONES,  
CHARLES W. T. WILLSON,  
A. RALPH ESTABROOK,  
RUTH G. BARTLETT,  
HOMER F. PRIEST,  
FRANK REED,  
JOHN A. EDGERLY,  
MARK K. MARDEN,  
RALPH S. COLCORD.

The report was accepted.

The undersigned, a minority of the Committee on Elections, to whom was referred Petition of Frederic E. Small, to intervene in behalf of the town of Rollinsford, relating to the vacancy in the office of Representative from said town, being unable to agree with the majority, reported the same with the following resolution:

*Resolved*, That the petition be granted.

CHARLES J. McGUINNESS,  
CHARLES A. CARON,  
PATRICK J. RYAN.

The undersigned, a majority of the Committee on Elections, to whom was referred Petition of Gardner Grant of Rollinsford praying for a seat in the House, reported the same with the following resolution:

*Resolved*, That Mr. Grant be given leave to withdraw.

EDWARD H. ADAMS,  
ELEAZER L. JONES,  
CHARLES W. T. WILLSON,  
A. RALPH ESTABROOK,  
RUTH G. BARTLETT,  
HOMER F. PRIEST,  
FRANK REED,  
JOHN A. EDGERLY,  
MARK K. MARDEN,  
RALPH S. COLCORD.

The report was accepted.

The undersigned, a minority of the Committee on Elections to whom was referred Petition of Gardner Grant, praying for a seat in the House, being unable to agree with the majority, reported the same with the following resolution:

*Resolved*, That the petition be dismissed.

CHARLES J. McGUINNESS,  
PATRICK J. RYAN,  
CHARLES A. CARON.

Mr. McGreal of Somersworth moved that the reports of the minority be substituted for the reports of the majority and with this motion pending moved that the petitions with the accompanying reports be laid upon the table and made a special order for Tuesday, January 27, at 11:01 o'clock.

On a *viva voce* vote the motion prevailed.

On motion of Mr. Hammond of Manchester the rules were suspended to allow of the presentation of reports from committees which had not previously been advertised in the journal.

Mr. Price of Lisbon for the Committee on Revision of the Statutes, to whom was referred House Bill No. 146, An act relating to committals to the industrial school, reported the same in a new draft with the recommendation that the bill in its new draft be recommitted to the Committee on Revision of the Statutes.

The report was accepted, the bill in its new draft read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of the Statutes.

Mr. Price of Lisbon for the Committee on Revision of the Statutes, to whom was referred House Bill No. 148, An act relating to probation of criminals, reported the same in a new draft with the recommendation that the bill in its new draft be recommitted to the Committee on Revision of the Statutes.

The report was accepted, the bill in its new draft read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of the Statutes.

Mr. Price of Lisbon for the Committee on Revision of the Statutes, to whom was referred House Bill No. 149, An act relating to neglected and delinquent children and juvenile courts, reported the same in a new draft with the recommendation that the bill in its new draft be recommitted to the Committee on Revision of the Statutes.

The report was accepted, the bill in its new draft read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of the Statutes.

On motion of Mr. Hammond of Manchester the clerk was

instructed to procure 750 additional copies of House Bill No. 146, An act relating to committals to industrial school, House Bill No. 147, An act to establish a probation department in the State Bureau of Public Welfare, House Bill No. 148, An act relating to probation of criminals and House Bill No. 149, An act relating to neglected and delinquent children and juvenile courts.

Mr. Osborne of Sunapee for the special committee consisting of the delegation for the county of Sullivan to whom was referred House Bill No. 11, An act to provide for an increase in salary for the solicitor of Sullivan county, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

#### RESOLUTIONS

On motion of Mr. Cilley of Exeter,

*Resolved*, That the rules of the House be so far suspended that the order by which House Bill No. 164, An act regarding security for damages happening from the operation of automobiles, was referred to the Committee on Judiciary be vacated and the said bill be referred to the Committee on Insurance.

On motion of Mr. Lee of Concord:

*Resolved*, That when the House adjourns this morning it be to meet tomorrow morning at 9 o'clock, and when the House adjourns tomorrow morning it adjourn to meet on Monday evening at 7:30 o'clock.

On motion of Mr. Ward of Plainfield,

*Resolved*, That the order whereby House Joint Resolution No. 37, joint resolution providing for a monument at the battlefield of Yorktown, Virginia, and for a commission to represent the state of New Hampshire at the Sesquicentennial celebration of the siege of Yorktown in October, 1931, was referred to the Committee on Military Affairs be vacated and the bill be referred to the Committee on National Affairs.



On motion of Mr. Dow of Claremont,

*Resolved*, That the Clerk be instructed to cause to be printed 100 extra copies of House Bill No. 70, An act relative to a retirement system for New Hampshire teachers.

On motion of Mr. Elkins of Concord business in order at 3 o'clock was made in order at the present time.

#### THIRD READINGS

On motion of Mr. Hammond of Manchester the rules were suspended and the third reading of bills by their titles made in order.

House Bill No. 6, An act uniting Bristol Union School District Number 2 and the Bristol Town School District.

House Bill No. 9, An act relating to the county convention of Sullivan county.

House Bill No. 41, An act relating to bonds of county officers.

House Bill No. 43, An act to authorize the School District of the town of Marlborough to extend its limits of bonded indebtedness.

Severally read a third time and passed and sent to the Senate for concurrence.

#### REPORT OF COMMITTEE

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the Committee had examined and found correctly engrossed the following entitled bill:

House Bill No. 210, An act providing temporary emergency aid for dependent mothers and children.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

House Bill No. 210, An act providing temporary emergency aid for dependent mothers and children.

## COMMITTEE CHANGE

The speaker announced that Mr. Chamberlain of Milton had been appointed on the Committee on Public Health in place of Mr. Gilbert of Hooksett.

On motion of Mrs. Charois of Greenville at 11:40 o'clock the House adjourned.

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FRIDAY, JANUARY 23, 1931.

The House met at 9 o'clock according to adjournment.  
The following letter was read by the clerk:

Portsmouth, January 23, 1931.

*Mr. Albert S. Baker,  
Concord, N. H.*

DEAR SIR:

I shall be unable to attend the session on Friday morning.  
Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. DuBois of Concord, at 9:01 o'clock the House adjourned.

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MONDAY, JANUARY 26, 1931.

The House met at 7:30 o'clock according to adjournment.  
The following letter was read by the Clerk:

Portsmouth, N. H., Jan. 26, 1931.

*Mr. Robert W. Pingree,  
Berlin, N. H.*

DEAR SIR:

I shall be unable to attend the session on Monday evening. Will you kindly preside for me, and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. Adams of Londonderry at 7:31 o'clock the House adjourned.

TUESDAY, JANUARY 27, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

## LEAVES OF ABSENCE

Messrs. Eagan of Manchester and Allen of Stewartstown were granted leave of absence for the week on account of sickness.

Mr. Saltmarsh of Pembroke was granted leave of absence for the week on account of important business.

Mr. Warner of Claremont was granted leave of absence for the day on account of illness in his family.

Miss Story of Manchester was granted indefinite leave of absence on account of important business.

## PETITION PRESENTED AND REFERRED

By Mr. Crockett of Dover, petition of citizens of Dover protesting against the passage of House Bill No. 45, An act to establish daylight saving time in the state of New Hampshire and for the strengthening of the standard time law.

Presented and referred to the Committee on Revision of the Statutes.

## COMMITTEE REPORTS

Mr. Price of Lisbon for the Committee on Revision of the Statutes, to whom was referred House Bill No. 20, An act in amendment of section 16, chapter 106, Public Laws, relating to aid furnished soldiers, sailors and their dependents, reported the same with the following Resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Price of Lisbon for the Committee on Revision of the Statutes, to whom was referred House Bill No. 34, An act prohibiting the publication of the names of paupers, reported the same with the following Resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

## SPECIAL ORDER

Mr. Small of Rochester called for the special order, the petition of Gardner Grant of Rollinsford praying for a seat in the House.

The majority reported that the petition be dismissed, the minority reported that the petitioner be seated.

Petition of Jessie Doe of Rollinsford praying for a seat in the House. The majority reported that the petitioner be seated, the minority reported that the petition be dismissed.

Petition of Frederic E. Small to intervene in behalf of the town of Rollinsford, relating to the vacancy in the office of Representative from said town.

The majority reported that the petitioner be given leave to withdraw, the minority reported that the petition be granted.

The question being,

Shall the reports of the minority be substituted for the reports of the majority?

(Discussion ensued)

Mr. Small of Rochester moved that the petitions and accompanying reports be laid upon the table.

On a *viva voce* vote the motion did not prevail.

The question being on the substitution of the reports of the minority for the reports of the majority.

(Discussion ensued)

Mr. Dow of Claremont moved the previous question.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being,

Shall the reports of the minority be substituted for the reports of the majority.

Mr. Small of Rochester demanded the yeas and nays and the roll was called with the following result:

YEAS: 139

*Rockingham County:* Haynes, Wright, Carmichael, Cogan, McNeil.

*Strafford County:* Colcord, Gouin, Martin, Keefe, Durnin, Small, Cote of Somersworth, Gagne, Houle, McGreal, McGuinness.

*Belknap County:* Varney, Schultz, Edgerly of Laconia, Guay, Gile, Sanborn of Tilton.

*Carroll County:* Donahue, Evans.

*Merrimack County:* Welch, Trow, Hardy, Veroneau of Concord, Ahern, Coates, Wells of Danbury, Haselton, Brown of Epsom, Ferron, Prince, Woodeson, Burns, Cave-  
ney, Gilman, Perkins of Pittsfield, Fellows, Langley.

*Hillsborough County:* Holbrook, Phelps, Charois, Fogg, Blood, Castles, Dwyer, Sheehan, Kelley of Manchester, Carroll, Clancy, Creighton, Griffin of Manchester, Hogan of Manchester, Jennings of Manchester, Ward 5, O'Brien, Trinity, Carr, Conway, Stanley, Foley, Healy of Manches-  
ter, Ward 7, Horan, McQueeney, Ryan, Burke, Chevette, Cote of Manchester, Langton, Foster of Manchester, Lambe of Manchester Ward 9, Getz, Kearns, Leclerc, Clear, Jennings of Manchester, Ward 11, O'Leary, Roukey, Caron, Drouin, Gauthier, Letendre of Manchester, Maynard, Boisvert of Manchester, Ward 13, Guimond, Remillard, St. Germain, Woods, Boilard, Letendre of Nashua, Levesque, Hogan of Nashua, Stevens of Nashua, Chasse, Papachristos, Hargreaves, Sweeney, Ledoux, Lindquist, Wills, Molloy, Ravenelle, Bouthillier, Brodeur, Couturier, Keenan, Grant, Foster of Wilton.

*Cheshire County:* Duncan, Keating, Duffy, Wellman, Ayer, Dickinson of Richmond.

*Sullivan County:* Fitch.

*Grafton County:* Blandin, Smith of Campton, Webster, Chandler of Landaff, Burgault, Eastman, Stewart, Colby of Wentworth, Keniston.

*Coos County:* Barden, Roy, Smith of Berlin, Palmer of Berlin, Gagne, Leopold of Berlin, Gagne, Marie A. of Berlin, Myler, Frye, Hancock, Marshall, Judd, Hutchins.

## NAYS, 229

*Rockingham County:* Griffin of Auburn, Lake, Palmer of Candia, Colby of Chester, Cheney, Bailey, Cole, Currier of Derry, Moody of Derry, Cilley, Conner, Dudley, Stevens of Exeter, Jones of Fremont, Moody of Greenland, Emerson, Bartlett of Kingston, Adams of Londonderry, Yeaton of Newcastle, Herlihy, Beape of Newington, Grandmaison, Estabrook, Seavey, Giles, Prescott, Fredrickson, Hodgdon of Portsmouth, Ward 1, Philbrick, Pray, Yeaton of Portsmouth, Adams of Portsmouth, Rose, Whittier, Marden, Davis, Turner of Salem, Pickens, Jewell.

*Strafford County:* Swan, Wentworth, Crockett, Churchill, Layn, Jones of Dover, Henderson, Tuttle, Willson of Farmington, Fernald, Knox, Ricker, Corson, Meader, Emery of Rochester, Greenfield, Hayes, Durgin.

*Belknap County:* Little, Friend, Nichols, Hammond of Gilford, Bridges, Page, Stafford, Wiley, Merrill of Laconia, Young of Laconia, Quimby of Laconia, Plastridge, Wallis.

*Carroll County:* Berry, Gibson, Shirley, Lawless, Towle, Gale, Nickerson, Goss, Winkley, Merryfield, Edgerly of Tuftonboro, Sanborn of Wakefield, Clow, Thompson.

*Merrimack County:* Desmarais, Preston, Warriner, Hirtle, Shaw, Maxner, Lindgren, Baker of Concord, DuBois, Elkins, Blake, Dame, Brooks, Nash, Sturtevant, Freeman, Kelley of Concord, Matson, Lee, Fowler of Franklin, Hebert, Young of Franklin, Cogswell, Catlin, Powers, Lamson, Veroneau of Pembroke, Hazen, Miner.

*Hillsborough County:* Wilkins, Johnson, Wilson of Bennington, Chandler of Francestown, Moore of Goffstown, Boynton, Glading, Wilson of Hollis, Legallee, Reid of Litchfield, Holt, Bickford, Greer, Wilson of Manchester, Bartlett of Manchester, Hammond of Manchester, Hopkins, Robbins, Lamb of Manchester, Ward 4, Milnes, Worthen, Carter of Merrimack, Bruce, Howison, Weston, Carter of Nashua, Murphy, Dunclee, Reed of Nashua, Newton, Barr, Currier of Pelham, Cummings.

*Cheshire County:* Moore of Alstead, Chickering of Chester-



field, Firmin, Wilder of Gilsum, Russell, Smith of Hinsdale, Fitzgerald, Callahan, Knowlton, Jones of Keene, Robertson, Gates, Ward of Marlborough, Priest, Baker of Roxbury, Clark, Chickering of Walpole, Jennison, Capron, Burbank of Winchester.

*Sullivan County:* Kemp, Hamlin of Charlestown, Colby of Claremont, Dow, Leahy, Putnam, Turner of Claremont, Whitcomb, Dandrow, Hudson, Barry of Newport, Reed of Newport, Ward of Plainfield, Reed of Unity, Fowler of Washington.

*Grafton County:* Plumer of Alexandria, Huckins, Long, Plumer of Bristol, Sanborn of Enfield, Gage, Guyer, Hunter, Brunelle, Thayer, Wells, Marden, Briggs, Drake, Eaton, Ross, Stearns, Merrill of Lisbon, Price, Harris, Lyster, Lytle, Simpson, Perkins of Lyme, Frazer, Renfrew, Metcalf, Bell of Plymouth, Wakefield, Merrill of Thornton, Little.

*Coos County:* Uhlschoeffler, Brungot, Burbank of Berlin, Oleson, Thompson, Chappell, Dickson, Ramsay, Parkhurst, Hamlin of Gorham, Morris, Brown of Northumberland, Emery of Stark, Allen, Pratt.

Mr. Dickinson of Swanzeey voting No paired with Mr. Osborne of Sunapee voting Yes.

and the motion to substitute did not prevail.

The question being on the resolution reported by the Committee on Elections on the petition of Frederic E. Small of Rochester to intervene in behalf of the town of Rollinsford relating to the vacancy in the office of Representative from said town, that Mr. Small be given leave to withdraw his petition to intervene.

On a *viva voce* vote the resolution was adopted.

The question being on the resolution reported by the Committee on Elections on the petition of Gardner Grant of Rollinsford praying for a seat in the House, that Mr. Grant be given leave to withdraw.

On a *viva voce* vote the resolution was adopted.

The question being on the resolution reported by the Committee on Elections on the petition of Jessie Doe pray-

ing for a seat in the House, that the Committee is in favor of seating said Jessie Doe of Rollinsford.

On a *viva voce* vote the resolution was adopted.

#### RESOLUTIONS

Mr. Small of Rochester offered the following resolution:

*Resolved*, That the speaker is hereby authorized to request the immediate opinion of the Supreme Court as to whether the House of Representatives has any constitutional or lawful authority to fill a vacancy in case of a tie vote as set forth in the return of all of the votes given in for representative in any town or ward of any city, said return having been verified by an inspection and recount of all of said votes given in, no certificate of election having been issued, and, there being no disagreement as to returns, elections or qualifications; and if the answer is in the negative how such a vacancy may be filled.

On a *viva voce* vote the resolution was not adopted.

Mr. Small of Rochester demanded the yeas and nays but subsequently withdrew his demand and asked for a division.

A division being had the vote was declared manifestly in the negative.

On motion of Mr. Nash of Concord,

*Resolved*, That the order whereby House Bill No. 128, An act relating to the salary of the Labor Commissioner was referred to the Committee on Labor be vacated and the bill be referred to the Committee on Appropriations.

On motion of Mr. Shaw of Chichester,

*Resolved*, That the order whereby House Bill No. 180, An act relating to annual reports of county officers, and amending chapter 41 of the Public Laws was referred to the Committee on Towns and Counties be vacated and the bill be referred to the Committee on Revision of the Statutes.

On motion of Mr. Hammond of Manchester,

*Resolved*, That the clerk be instructed to procure 100 additional copies of House Bill No. 135, An act relating to attorneys and counselors at law.

On motion of Mr. Newton of New Boston,  
*Resolved*, That House Bill No. 16, An act relating to protection of sources of water and ice, now in Committee on Public Health, be withdrawn.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had passed the following joint resolution, in the passage of which it asked the concurrence of the House of Representatives:

Senate Joint Resolution No. 2, Joint resolution for the recodification of the fish and game Laws.

The message further announced that the Senate refused to concur with the House of Representatives in the passage of the following joint resolution, sent up from the House of Representatives:

House Joint Resolution No. 5, Joint resolution in commendation of the American Legislators' Association.

The message also announced that the Senate had passed the following concurrent resolution: in the passage of which it asked the concurrence of the House of Representatives.

*Now, Therefore, be it hereby Resolved by the Senate, the House of Representatives Concurring:* That the organization of the American Legislators' Association and of the Interstate Legislative Reference Bureau are hereby commended as legitimate and constructive efforts to assist the legislatures of the various States in the efficient performance of their work.

On motion of Mr. Duncan of Jaffrey the House concurred in the adoption of the resolution.

#### SENATE JOINT RESOLUTION READ AND REFERRED

Senate Joint Resolution No. 2, Joint resolution for the recodification of the fish and game Laws.

Read a first and second time and referred to the Committee on Fisheries and Game.

Mr. Wiley of Laconia and Miss Doe of Rollinsford having

qualified before his Excellency the Governor appeared and took their seats as members of the House.

On motion of Mr. Price of Lisbon at 12:50 o'clock the House adjourned.

### AFTERNOON

The House met at 3 o'clock.

### RESOLUTIONS

On motion of Mr. Burns of Hopkinton,

*Resolved*, That the Clerk be instructed to procure two hundred additional copies of House Bill No. 228, An act relative to billboards.

On motion of Mr. Wilson of Manchester,

WHEREAS, New Hampshire has heard with deepest interest of the terrible drought conditions in the southern and southwestern states and wishes to take some action in regard to alleviating the conditions in those states, therefore

*Be It Resolved*, that the House of Representatives on Wednesday, January 28th, be in recess for five minutes during the morning session to listen to a representative of the National Red Cross.

The following letter was read by the Speaker.

Hooksett, N. H., January 23, 1931.

*The Honorable Harold M. Smith, Speaker,*

House of Representatives, State House,

Concord, N. H.

Dear Sir:

I hereby respectfully beg to declare that I am unable to serve as a Representative from Hooksett in the House of Legislature.

Very sincerely yours with best wishes,  
NAPOLEON J. GILBERT.

On a *viva voce* vote the resignation was accepted.

On motion of Mr. Carter of Nashua at 3:10 o'clock the House adjourned.

WEDNESDAY, JANUARY 28, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

#### LEAVE OF ABSENCE

Messrs. Almon A. Boisvert of Manchester, Duncklee of Nashua and Powers of Newbury were granted leave of absence for the day on account of important business.

Messrs. Wilder of Rindge and Drake of Lebanon were granted indefinite leave of absence on account of sickness.

#### PETITIONS PRESENTED AND REFERRED

By Mr. Jones of Dover, Petition of citizens of Dover protesting against the passage of House Bill No. 45, An act to establish daylight saving time in the State of New Hampshire and for the strengthening of the standard time law.

By Mr. Carmichael of Nottingham, Petition of citizens of Nottingham protesting against the passage of House Bill No. 45, An act to establish daylight saving time in the State of New Hampshire and for the strengthening of the standard time law.

Severally presented and referred to the Committee on Revision of the Statutes.

#### COMMITTEE REPORTS

Mr. Frazer of Monroe for the Committee on Agriculture to whom was referred House Bill No. 33, An act relative to licenses for the purchase of milk and cream for resale or manufacture, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Frazer of Monroe for the Committee on Agriculture to whom was referred House Bill No. 22, An act amending chapter 187 of the Public Laws and appropriating money for diseases of animals, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by renumbering section 4 as section 5 and inserting the following new section 4:

4. *Importations.* Amend section 54, chapter 187 of the Public Laws, as amended by section 2, chapter 169, Laws of 1929, by adding after the word "disease" in line 6 the following: Except animals that have been imported directly from tuberculosis-free accredited herds, and are accompanied by properly approved health charts certifying to same; so that said section as amended shall read as follows:

54. *Importations.* In no case shall compensation be allowed for any animals destroyed which may have contracted, or been exposed to, such disease in a foreign country, or on the high seas, or which have been brought or shipped into this state, within three months previous to showing evidence of such disease, except animals that have been imported directly from tuberculosis-free accredited herds, and are accompanied by properly approved health charts certifying to same; and the owner or person in possession thereof shall furnish satisfactory evidence as to the time during which such animals have been owned in the state.

The report was accepted, the amendment adopted and the bill referred to the Committee on Appropriations.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 24, A joint resolution for resurvey of Southern New Hampshire by the U. S. Geological Survey, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Wilson of Manchester for the Committee on Judiciary to whom was referred House Bill No. 18, An act regarding the powers and duties of the trustees of town trust funds, reported the same with a new title and with the following amendments, and the recommendation that the bill as amended, be referred to a Special Committee consisting of the delegation from the city of Concord.

Amend title of House Bill No. 18 by striking out the same, and inserting in place thereof the following:



An act regarding the powers and duties of the trustees of trust funds of the city of Concord.

Amend said House Bill No. 18 by striking out all of section 1 and inserting in place thereof the following:

1. *Membership; Custody; Investments.* The city treasurer of the City of Concord for the time being shall be *ex-officio* one of the trustees of trust funds of said city. The other two trustees shall be chosen, as vacancies occur, for terms of three years. The trustees may delegate the custody of the said funds to one of their number, and thereafter the trustees not in actual custody of the funds shall be relieved of all individual responsibility with respect to such custody. The funds shall be invested only by deposit in some savings bank or in the savings department of a national bank or trust company in this state, or in bonds, notes or other obligations of the United States government, or in state, county, town, city and school district bonds and the notes of towns or cities in this state; and when so invested the trustees shall not be liable for the loss thereof. The trustees may retain investments as received from donors, until the maturity thereof. All investments and re-investments of the trust funds and all collections of principal of said investments shall be made only with the authority of a majority vote of the full board of trustees.

The report was accepted.

The reading of the amendments having commenced on motion of Mr. Baker of Concord the further reading of the amendments was dispensed with. The amendments were then adopted and the bill referred to a special committee consisting of the delegation from the city of Concord.

Mr. Bickford of Manchester for the Committee on Judiciary to whom was referred House Bill No. 151, An act to amend the charter of the First Baptist Society in the town of Hudson, reported the same in a new draft with the recommendation that the bill in new draft ought to pass.

The report was accepted and the bill in its new draft read a first and second time.

On motion of Mr. Duncan of Jaffrey the rules were sus-

pendent and the printing of the bill dispensed with. The bill was then ordered to a third reading.

Mr. Wellman of Keene for the Committee on Military Affairs to whom was referred House Bill No. 24, An act relative to discharge from National Guard, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 261, An act amending chapter 269 of the Public Laws relative to the regulation of small loans, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules, reported the following entitled bill, House Bill No. 262, An act relating to itinerant venders, with the recommendation that the bill be referred to the Committee on Revision of the Statutes.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of the Statutes.

Mr. Wilson of Manchester for the Committee on Rules, reported the following entitled bill, House Bill No. 263, An act to create a bank commission of three, with the recommendation that the bill be referred to the Committee on Banks.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Banks.

Mr. Wilson of Manchester for the Committee on Rules, reported the following entitled bill, House Bill No. 264, An act relating to the dates of village district meetings and town meetings in the town of Bethlehem, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled Bill, House Bill No. 265, An act authorizing the city of Franklin to issue bonds for the purpose of funding the indebtedness incurred by it in replacing Republican bridge over the Pemigewasset river in said city, with the recommendation that the bill be referred to the Special Committee consisting of the Franklin delegation.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to a special committee consisting of the delegation from the city of Franklin.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled Bill, House Bill No. 266, An act to facilitate the collection of taxes and to perfect tax titles, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled Bill, House Bill No. 267, An act to establish a trunk line highway in the towns of Londonderry, Windham and Pelham, with the recommendation that the bill be referred to the Committee on Public Improvements.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Mr. Wilson of Manchester for the Committee on Rules reported the following Joint Resolution, House Joint Resolution No. 81, A joint resolution for the improvement of the Province road in the town of Belmont, with the recommendation that the Joint Resolution be referred to the Committee on Public Improvements.

The report was accepted, the joint resolution read a first

and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Mr. Wilson of Manchester for the Committee on Rules reported the following Joint Resolution, House Joint Resolution No. 82, A joint resolution for the improvement of certain highways in the town of New Boston, with the recommendation that the Joint Resolution be referred to the Committee on Public Improvements.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Mr. Wilson of Manchester for the Committee on Rules, reported the following Joint Resolution, House Joint Resolution No. 83, a joint resolution for the improvement of the highway in the town of Hampstead leading from Hampstead village through Salem to Lawrence, Massachusetts, with the recommendation that the Joint Resolution be referred to the Committee on Public Improvements.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Mr. Wilson of Manchester for the Committee on Rules reported the following Joint Resolution, House Joint Resolution No. 84, A joint resolution for the improvement of the road in the town of Thornton leading from Campton to West Thornton, with the recommendation that the joint resolution be referred to the Committee on Public Improvements.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Mr. Wilson of Manchester for the Committee on Rules reported the following Joint Resolution, House Joint Resolution No. 85, A joint resolution relating to the New Hampshire Old Home Week Association, with the recommendation that the joint resolution be referred to the Committee on Appropriations.

The report was accepted, the joint resolution read a first

and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Wilson of Manchester for the Committee on Rules reported the following Joint Resolution, House Joint Resolution No. 86, A joint resolution for the improvement of the main road from Barrington depot by way of Gonic to Rochester, in the town of Barrington, with the recommendation that the joint resolution be referred to the Committee on Roads, Bridges and Canals.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Roads, Bridges and Canals.

Miss Greenfield of Rochester for the Committee on Judiciary to whom was referred House Bill No. 13, An act dispensing with oaths and affirmations in certain cases, reported the same with the following resolution:

*Resolved*, that it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Keefe of Dover for the Committee on Judiciary to whom was referred House Bill No. 38, An act regarding the trustees of town trust funds, reported the same with the following resolution:

*Resolved*, that it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Small of Rochester for the Committee on Judiciary to whom was referred House Bill No. 46, An act for the control of traffic on the Daniel Webster highway, the Franklin Pierce highway, the Dartmouth College highway, and other main automobile thoroughfares, reported the same with the following resolution:

*Resolved*, that it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dudley of Exeter for the Committee on Judiciary to whom was referred House Bill No. 55, An act to license



and regulate public dances. Reported the same with the following resolution:

*Resolved*, that it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Emery of Rochester for the Committee on Judiciary to whom was referred House Bill No. 105, An act relating to the licensing of auctioneers, reported the same with the following resolution:

*Resolved*, that it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Gibson of Conway for the Committee on Claims to whom was referred House Joint Resolution No. 3, A joint resolution in favor of Frederic E. Small, reported the same with the following resolution:

*Resolved*, that it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

At 11:45 o'clock the House took a recess for five minutes.

## AFTER RECESS

### ORDER VACATED

On motion of Mr. Carter of Nashua the order whereby House Bill No. 267, An act to establish a trunk line highway in the towns of Londonderry, Windham and Pelham was referred to the Committee on Roads, Bridges and Canals be vacated and the bill be referred to the Committee on Roads, Bridges and Canals.

On motion of Mr. Webster of Canaan,

*Resolved* that the order whereby House Joint Resolution No. 13, joint resolution for the improvement of the road leading from the Dorchester town house to the Groton line, in the town of Dorchester, referred to the Committee on Public Improvements be vacated and the resolution referred to the Committee on Roads, Bridges and Canals.

On motion of Mr. Dudley of Exeter at 12 o'clock the House adjourned.



## AFTERNOON

The House met at 3 o'clock.

## THIRD READINGS

On motion of Mr. Small of Rochester the rules were suspended and the third reading of bills by their titles and joint resolutions by their caption made in order.

House Bill No. 24, An act relative to discharge from national guard.

House Bill No. 33, An act relative to licenses for the purchase of milk and cream for resale or manufacture.

House Bill No. 151, An act to amend the charter of the First Baptist Society in the town of Hudson.

House Joint Resolution No. 24, Joint resolution for resurvey of Southern New Hampshire by the U. S. Geological Survey.

Severally read a third time and passed and sent to the Senate for concurrence.

## MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had passed the following entitled bill, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 12, An act relating to the operation of motor vehicles while under the influence of liquor.

## SENATE BILL READ AND REFERRED

Senate Bill No. 12, An act relating to the operation of motor vehicles while under the influence of liquor.

Read a first and second time and referred to the Committee on Revision of the Statutes.

On motion of Miss Myler of Berlin at 3:05 o'clock the House adjourned.

## THURSDAY, JANUARY 29, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

## LEAVE OF ABSENCE

Mr. Towle of Freedom was granted leave of absence for Tuesday, February 3 on account of important business.

## PETITION PRESENTED AND REFERRED

By Mr. Haselton of Dunbarton, Petition of citizens of Dunbarton protesting against the passage of House Bill No. 45, An act to establish daylight saving time in the State of New Hampshire and for the strengthening of the standard time law.

Presented and referred to the Committee on Revision of the Statutes.

## COMMITTEE REPORTS

Mr. Frazer of Monroe for the Committee on Agriculture to whom was referred House Bill No. 112, An act relating to dairy products, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Frazer of Monroe for the Committee on Agriculture to whom was referred House Bill No. 152, An act relating to voting by members and stockholders of co-operative associations, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 1, An act relating to state aided highways and increasing the apportionment therefor, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted and the bill in its new draft read a first and second time.

On motion of Mr. Pingree of Berlin the rules were suspended and the printing of the bill dispensed with. The bill was then ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 2, An act increasing the apportionment for state maintenance of town highways, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 3, An act relating to the expenditure of funds of the highway department, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Sheehan of Manchester for the Committee on Insurance to whom was referred House Bill No. 234, An act in amendment of the charter of the Granite State Fire Insurance Company, authorizing said company to insure against earthquakes, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Wilson of Manchester for the Committee on Judiciary to whom was referred House Bill No. 56, An act providing for the disposition of the property and funds of certain extinct religious societies, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted and the bill in its new draft read a first and second time.

On motion of Mr. Duncan of Jaffrey the rules were suspended and the printing of the bill dispensed with. The bill was then ordered to a third reading.

On motion of Mr. Duncan of Jaffrey the rules were suspended to allow the presentation of a report from a

committee which had not previously been advertised in the journal.

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred House Joint Resolution No. 69, A joint resolution relative to the importation of lumber, pulpwood and pulp from Soviet Russia, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate, the subject matter being covered by a concurrent resolution favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

#### CONCURRENT RESOLUTION

Mr. Duncan of Jaffrey offered the following concurrent resolution:

Relative to the Importation of Lumber, Pulpwood and Pulp from Soviet Russia.

WHEREAS a condition of extraordinary economic depression exists in the country at the present time, and

WHEREAS such depression is seriously affecting lumbering, logging, pulpwood and pulp business in New Hampshire, and

WHEREAS such depression in said lines is due to a great extent to the immense importation of said products from Soviet Russia, entry thereof being free of duty, and

WHEREAS said lumber, pulpwood and pulp are being sold and delivered in and about New England at lower prices than the same kind of products can be produced by American labor, due to lack of duty thereon, and the forced conditions under which said products are alleged to be cut and manufactured, and said selling of goods under existing conditions amounts to unfair competition, and

WHEREAS in consequence of the lack of duty and the unfair competition, and cheap labor conditions existing in Soviet Russia, 350,000 cords were shipped into this country in 1930, and it is estimated that at least 600,000 cords will be shipped into this country during the year 1931 if present conditions are allowed to exist, and

WHEREAS in consequence thereof and thereby, lumber, logging, pulpwood and pulp operations have been practically discontinued in this state, resulting in the closing of mills, throwing thousands of American laborers out of employment, causing many to become public charges, and

WHEREAS in justice to the American manufacturers, workingmen, and others interested in said lines of business prompt action is necessary to save the above industry from ruin, and

WHEREAS it seems fitting and proper that the aid of our representatives in Congress be enlisted in saving said industries from what has become a serious situation.

*Be it resolved by the House of Representatives the Senate Concurring:*

1. That the Honorable Senators and Members of the House of Representatives, representing the State of New Hampshire in Congress, be and hereby are requested to make every possible effort to bring about an embargo, or have a substantial duty placed against the goods above described now being imported in immense quantities from Soviet Russia, so that the farmers, lumbermen, logging operators, and pulp manufacturers may be placed in a position where they can continue to do business, and thus enable the thousands now out of employment, owing to the serious situation, to again have an opportunity to work.

2. *Resolved Further*, that a copy of this resolution be forwarded immediately upon its passage to the Honorable George H. Moses, and Honorable Henry W. Keyes, United States Senators at Washington, D. C., and to the Honorable Edward H. Wason, and Honorable Fletcher Hale, members of the House of Representatives at Washington, D. C.

On a *viva voce* vote the concurrent resolution was adopted.

#### RESOLUTIONS

On motion of Mr. Lee of Concord.

*Resolved*, That when the House adjourns this morning it be to meet tomorrow morning at 9 o'clock, and when the House adjourns tomorrow morning it adjourn to meet on Monday evening at 7:30 o'clock.

On motion of Mr. Hammond of Manchester,

*Resolved*, That the orders whereby House Bill No. 91, An act relating to the salary of the Commissioner of Motor Vehicles and House Bill No. 109, An act relating to the salary of the Secretary of the Board of Public Welfare were referred to the Committee on Revision of the Statutes be vacated and the bills be referred to the Committee on Appropriations.

On motion of Mr. Pingree of Berlin the rules were suspended and business in order at 3 o'clock was made in order at the present time.

#### THIRD READINGS

On motion of Mr. Duncan of Jaffrey the rules were suspended and the third reading of bills by their titles made in order.

House Bill No. 1 (in new draft) An act relating to state aided highways and increasing the apportionment therefor.

House Bill No. 2, An act increasing the apportionment for state maintenance of town highways.

House Bill No. 3, An act relating to the expenditure of funds of the highway department.

House Bill No. 56 (in new draft) An act providing for the disposition of the property and funds of certain extinct religious societies.

House Bill No. 112, An act relating to dairy products.

House Bill No. 152, An act relating to voting by members and stockholders of co-operative associations.

House Bill No. 234, An act in amendment of the charter of the Granite State Fire Insurance Company, authorizing said company to insure against earthquakes.

Severally read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Blandin of Bath at 11:20 o'clock the House adjourned.



FRIDAY, JANUARY 30, 1931.

The House met at 9 o'clock according to adjournment.  
The following letter was read by the Clerk.

Portsmouth, N. H., January 30, 1931.

*Mr. Clarence A. DuBois,*  
*Concord, N. H.*

DEAR SIR:

I shall be unable to attend the session on Friday morning.  
Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. Lamson of New London at 9:01 o'clock  
the House adjourned.

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MONDAY, FEBRUARY 2, 1931.

The House met at 7:30 o'clock according to adjournment  
The following letter was read by the Clerk.

Portsmouth, N. H., February 2, 1931.

*Mr. Frederic E. Thayer,*  
*Haverhill, N. H.*

DEAR SIR:

I shall be unable to attend the session on Monday evening.  
Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker*

On motion of Mr. Guay of Laconia at 7:31 o'clock the  
House adjourned.

TUESDAY, FEBRUARY 3, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

## LEAVES OF ABSENCE

Messrs. Wilder of Gilsum and Beane of East Kingston were granted leaves of absence for the week on account of sickness.

Mr. Caveney of Northfield was granted leave of absence for Tuesday afternoon and Wednesday forenoon on account of important business.

## PETITIONS PRESENTED AND REFERRED

By Mr. Giles of Northwood, Petition of the citizens of Northwood protesting against the passage of House Bill No. 45, entitled An act to establish daylight saving time in the State of New Hampshire, and for the strengthening of the standard time law.

By Mr. Neal of Meredith, Petition of the citizens of Meredith protesting against the passage of House Bill No. 45, entitled An act to establish daylight saving time in the State of New Hampshire, and for the strengthening of the standard time law.

By Mr. Brown of Epsom, Petition of the citizens of Epsom protesting against the passage of House Bill No. 45, entitled An act to establish daylight saving time in the State of New Hampshire, and for the strengthening of the standard time law.

By Mr. Friend of Belmont, Petition of the citizens of Belknap County, protesting against the passage of House Bill No. 45, entitled An act to establish daylight saving time in the State of New Hampshire, and for the strengthening of the standard time law.

By Mr. Crockett of Dover, Petition of the citizens of New Hampton protesting against the passage of House Bill No. 45, entitled An act to establish daylight saving in the State of New Hampshire, and for the strengthening of the standard time law.

By Mr. Crockett of Dover, Petition of citizens of Dover and Rollinsford, protesting against the passage of House Bill No. 45, entitled An act to establish daylight saving time in the State of New Hampshire, and for the strengthening of the standard time law.

By Mr. Guyer of Hanover, Petition of citizens of Hanover, protesting against the passage of House Bill No. 45, entitled An act to establish daylight saving time in the State of New Hampshire, and for the strengthening of the standard time law.

By Mr. Lindgren of Concord, Petition of citizens of Concord, Hopkinton, and Warner, protesting against the passage of House Bill No. 45, entitled An act to establish daylight saving time in the State of New Hampshire and for the strengthening of the standard time law.

By Mr. Henderson of Durham, Petition of Executive Board of Strafford County Farm Bureau, protesting against the passage of House Bill No. 45, entitled An act to establish daylight saving time in the State of New Hampshire and for the strengthening of the standard time law.

By Mr. Eastman of Orange, Petition of citizens of the town of Orange, protesting against the passage of House Bill No. 45, entitled An act to establish daylight saving time in the State of New Hampshire, and for the strengthening of the standard time law.

By Mr. Keefe of Dover, Petition of citizens of Dover, protesting against the passage of House Bill No. 45, entitled An act to establish daylight saving time in the State of New Hampshire, and for the strengthening of the standard time law.

By Mr. Keefe of Dover, Petition of citizens of Dover, protesting against the passage of House Bill No. 45, entitled An act to establish daylight saving time in the State of New Hampshire, and for the strengthening of the standard time law.

Severally presented and referred to the Committee on Revision of the Statutes.

## COMMITTEE REPORTS

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 76, A joint resolution in favor of the New Hampshire Veterans' Association, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out in line 1 the words "three thousand" and inserting in place thereof the words "twenty-five hundred"; further amend by striking out in line 2 the figures "1931" and inserting in place thereof the figures "1932"; further amend by striking out the figures "1932" in line 3 and inserting in place thereof the figures "1933", so that said resolution as amended shall read as follows:

That the sum of twenty-five hundred dollars be and hereby is appropriated for the fiscal year ending June 30, 1932, and the same amount for the fiscal year ending June 30, 1933, for the purpose of paying for the upkeep and maintenance of the grounds of the New Hampshire Veterans' Association at the Weirs, and for necessary repairs on any buildings owned by the said association or controlled by any regimental Civil War organization for each of the fiscal years named above to be expended by a suitable agent to be appointed by the governor and council, and the governor is authorized to draw his warrant for the payment of said sums out of any money in the treasury not otherwise appropriated.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Ahern of Concord for the Committee on Forestry to whom was referred House Bill No. 102, An act in relation to gifts and management of state forests and reservations, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Ahern of Concord for the Committee on Forestry

to whom was referred House Bill No. 154, An act in relation to dropping inflammable material where it may cause a forest fire, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred House Bill No. 60, An act in amendment of the charter of Margaret Pillsbury General Hospital, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend House Bill No. 60 by striking out all of section 1 and inserting in place thereof the following:

1. Amendment. Section 2 of Chapter 147 of the Laws of 1891, as amended by Sections 22, 23, and 24 of Chapter 60 of the Public Laws, is hereby reenacted to read as follows: 2. Amount of property authorized. Being a charitable institution for the relief of suffering without profit to any person, no fee shall be charged by the State for this Act, and the property of the corporation, devoted solely to such use, shall be exempt from taxation.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred House Bill No. 178, An act relating to eminent domain proceedings for the State College and University, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Wellman of Keene for the Committee on Military Affairs to whom was referred House Bill No. 61, An act relative to the use of state armories, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Wellman of Keene for the Committee on Military Affairs to whom was referred House Bill No. 110, An act

relative to the use of state armories, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 66, A joint resolution providing for a deficiency appropriation for the treasury department, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 268, An act relating to the manner of taking deer, with the recommendation that the bill be referred to the Committee on Fisheries and Game.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 269, An act relating to salaries and expenses of the commissioner of Law Enforcement, with the recommendation that the bill be referred to the Committee on Appropriations.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

The Committee on Rules reported the following entitled bill, House Bill No. 270, An act in amendment of the charter of the New Hampshire Fire Insurance Company, authorizing said company to insure against earthquakes, with the recommendation that the bill be referred to the Committee on Insurance.

The report was accepted, the bill read a first and second time.

On motion of Mr. Cilley of Exeter the rules were sus-



pending and the printing of the bill dispensed with. The bill was then referred to the Committee on Insurance.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled Bill, House Bill No. 271,

An act to exempt from taxation the property of the Exeter Hospital of Exeter with the recommendation that the bill be referred to the Committee on Ways and Means.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Ways and Means.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled Bill, House Bill No. 272,

An act authorizing the city of Portsmouth to provide pensions for school teachers with the recommendation that the bill be referred to the Committee consisting of the Portsmouth Delegation.

The report was accepted, the bill read a first and second time, and laid upon the table to be printed.

On motion of Mr. Adams of Portsmouth the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Portsmouth.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled Bill, House Bill No. 273,

An act designating the highway known as route sixteen as the Levi Woodbury highway with the recommendation that the bill be referred to the Committee on Public Improvements.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Mr. Wilson of Manchester for the Committee on Rules reported the following Joint Resolution, House Joint Resolution No. 87, A joint resolution in favor of Guy S. Neal and others, with the recommendation that the joint resolution be referred to the Committee on Appropriations.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Miss Doe of Rollinsford for the Committee on Revision of Statutes to whom was referred House Bill No. 10, An act to abolish the poll tax for women, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of the Committee on Revision of the Statutes to whom was referred House Bill No. 10, An act to abolish the poll tax for women, being unable to agree with the majority, reported the same with the recommendation that the bill ought to pass.

CHAS. S. CURRIER  
ARTHUR PAPACHRISTOS  
HARRY S. YEATON  
ALFRED L. GUAY

Mr. Gagne of Somersworth moved that the report of the minority be substituted for the report of the majority and with this motion pending moved that the bill and reports be laid upon the table and made a special order for Thursday, February 5 at 11:01 o'clock.

On a *viva voce* vote the motion did not prevail.

Mr. Gagne of Somersworth asked for a division.

A division being had 143 members voted in the affirmative and 179 members voted in the negative and the motion did not prevail.

Mr. Gagne of Somersworth moved that the report of the minority be substituted for the report of the majority and with this motion pending moved that the bill and reports be laid upon the table and made a special order for Thursday, February 10 at 11:01 o'clock.

On a *viva voce* vote the motion did not prevail.

The question being on the resolution of the committee that it is inexpedient to legislate.

(Discussion ensued)

Mr. Baker of Concord moved the previous question

The question being

Shall the main question now be put?

On a *viva voce* the previous question was ordered

The question being on the resolution of the committee that it is inexpedient to legislate.

Mr. Gagne of Somersworth demanded the yeas and nays and the roll was called with the following result.

YEAS—213

*Rockingham County:* Griffin of Auburn, Lake, Colby of Chester, Cheney, Haynes, Bailey, Cole, Wright, Cilley, Conner, Dudley, Stevens of Exeter, Jones of Fremont, Moody of Greenland, Emerson, Adams of Hampton, Bartlett of Kingston, Adams of Londonderry, Herlihy, Beane of Newington, Walker, Seavey, Giles, Prescott, Philbrick, Pray, Yeaton of Portsmouth, Adams of Portsmouth, Whittier, Marden, Davis, Pickens, Jewell.

*Strafford County:* Swan, Crockett, Churchill, Layn, Jones of Dover, Whitehead, Tuttle, Willson of Farmington, Fernald, Knox, Chamberlain, Ricker, Corson, Twombly, Meader, Greenfield, Hayes, Doe of Rollinsford, Durgin.

*Belknap County:* Varney, Little, Friend, Nichols, Bridges, Wiley, Merrill of Laconia, Young of Laconia, Flanders, Quimby of Laconia, Neal, Plastridge, Wallis, Gile, Sanborn of Tilton.

*Carroll County:* Berry, Gibson, Shirley, Lawless, Gale, Nickerson, Goss, Winkley, Merryfield, Evans, Edgerly of Tuftonboro, Sanborn of Wakefield, Clow, Thompson.

*Merrimack County:* Preston, Warriner, Trow, Hirtle, Shaw, Hardy, Maxner, Lindgren, Baker of Concord, DuBois, Elkins, Blake, Dame, Bean of Concord, Brooks, Nash, Sturtevant, Freeman, Kelley of Concord, Matson, Brown of Epsom, Fowler of Franklin, Hebert, Young of Franklin, Cogswell, Catlin, Woodeson, Powers, Lamson, Saltmarsh, Veroneau of Pembroke, Hazen, Miner, Langley.

*Hillsborough County:* Wilkins, Johnson, Wilson of Bennington, Chandler of Francestown, Moore of Goffstown, Phelps, Charois, Fogg, Boynton, Wilson of Hollis, Blood, Legallee, Reid of Litchfield, Holt, Bickford, Greer, Wilson of Manchester, Bartlett of Manchester, Hammond of

Manchester, Hopkins, Robbins, Lamb of Manchester, Ward 4, Milnes, Worthen, Carter of Merrimack, Howison, Weston, Woods, Carter of Nashua, Reed of Nashua, Newton, Barr, Currier of Pelham, Cummings, Keenan, Grant.

*Cheshire County:* Moore of Alstead, Firmin, Russell, Smith of Hinsdale, Fitzgerald, Callahan, Keating, Knowlton, Jones of Keene, Robertson, Gates, Wellman, Ward of Marlborough, Ayer, Priest, Baker of Roxbury, Clark, Chickering of Walpole, Jennison, Burbank of Winchester.

*Sullivan County:* Kemp, Hamlin of Charlestown, Colby of Claremont, Dow, Fitch, Leahy, Putnam, Turner of Claremont, Warner, Whitecomb, Dandrow, Hudson, Barry of Newport, Reed of Newport, Rowell, Ward of Plainfield, Osborne, Reed of Unity, Fowler of Washington.

*Grafton County:* Plumer of Alexandria, Huckins, Long, Plumer of Bristol, Webster, Sanborn of Enfield, Gage, Guyer, Hunter, Thayer, Chandler of Landaff, Briggs, Eaton, Ross, Stearns, Merrill of Lisbon, Price, Harris, Lyster, Lytle, Simpson, Perkins of Lyme, Frazer, Eastman, Renfrew, Bell of Plymouth, Wakefield, Merrill of Thornton, Keniston.

*Coos County:* Uhlschoeffer, Brungot, Burbank of Berlin, Thompson, Dickson, Ramsay, Parkhurst, Frye, Hamlin of Gorham, Morris, Hancock, Brown of Northumberland, Hutchins, Turner of Wentworth's Location, Elliott, Pratt.

#### NAYS — 116

*Rockingham County:* Palmer of Candia, Currier of Derry, Moody of Derry, Yeaton of Newcastle, Carmichael, Cogan, Rose.

*Stafford County:* Gouin, Martin, Keefe, Durnin, Henderson, Small, Cote of Somersworth, Doe of Somersworth, Gagne, Houle, McGuinness.

*Belknap County:* Schultz, Edgerly of Laconia, Guay, Stafford.

*Carroll County:* Donahue.

*Merrimack County:* Desmarais, Veroneau of Concord,

Lee, Ahern, Coates, Wells of Danbury, Haselton, Ferron, Prince, Sleeper, Caveney, Gilman, Fellows.

*Hillsborough County:* Holbrook, Glading, Castles, Dwyer, Sheehan, Kelley of Manchester, Carroll, Creighton, Griffin of Manchester, Hogan of Manchester, Jennings of Manchester, Ward 5, Mahoney, O'Brien, Trinity, Boisclair, Carr, Conway, Currier of Manchester, Stanley, Foley, Healy of Manchester, Ward 7, McQueeney, O'Malley, Ryan, Chevrette, Cote of Manchester, Duda, Langton, Foster of Manchester, Lambe of Manchester, Ward 9, Getz, Kearns, Leclerc, Clear, Jennings of Manchester, Ward 11, O'Leary, Roukey, Gauthier, Letendre, Maynard, Boisvert of Manchester, Ward 13, Guimond, Remillard, St. Germain, Bruce, Murphy, Duncklee, Boilard, Letendre of Nashua, Levesque, Hogan of Nashua, Stevens of Nashua, Papachristos, Hargreaves, Sweeney, Ledoux, Lindquist, Wills, Molloy, Ravenelle, Bouthillier, Foster of Wilton.

*Cheshire County:* Duncan, Duffy, Dickinson of Richmond.

*Sullivan County:*

*Grafton County:* Smith of Campton, Marden, Drake, Burgault, Little.

*Coos County:* Barden, Pingree, Oleson, Gagne, Leopold of Berlin, Gagne, Marie A. of Berlin, Myler, Chappell, Marshall, Judd, Emery of Stark.

and the resolution of the committee was adopted.

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bill:

House Bill No. 32, An act relating to the governor's staff.

The report was accepted.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bill:

House Bill No. 32, An act relating to the Governor's staff.

The message also announced that the Senate had passed the following entitled bill, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 9 (in new draft), An act in amendment of Chapter 12 of the Public Laws relating to the New Hampshire Soldiers Home.

#### SENATE BILL READ AND REFERRED

Senate Bill No. 9 (in new draft), An act in amendment of Chapter 12 of the Public Laws relating to the New Hampshire Soldiers Home.

Read a first and second time and referred to the Committee on Military Affairs.

#### COMMITTEE CHANGES

Mr. Carroll of Manchester has been transferred from the Committee on Ways and Means to the Committee on Laconia State School.

Mr. O'Leary of Manchester has been transferred from the Committee on Laconia State School to the Committee on Ways and Means.

#### RESOLUTIONS

On motion of Mr. Cogan of Portsmouth,

*Resolved*, That the order whereby House Bill No. 184, An act to amend the charter of the city of Portsmouth, was referred to the Committee on Judiciary be vacated and the same be referred to the Special Committee consisting of the delegation from the city of Portsmouth.

On motion of Mr. Bean of Concord,

*Resolved*, That the orders whereby House Bill No. 100, An act relating to the bounty on hedgehogs and House Joint Resolution No. 62 providing for a deficiency appropriation for bounties for hedgehogs were referred to the Committee on Fisheries and Game be vacated and the same be referred to the Committee on Appropriations.

On motion of Mr. Price of Lisbon at 12:10 o'clock the House adjourned.



## AFTERNOON

The House met at 3 o'clock.

## THIRD READINGS

On motion of Mr. Price of Lisbon the rules were suspended and the third reading of bills by their title and joint resolutions by their caption made in order.

House Bill No. 60, An act in amendment of the charter of Margaret Pillsbury General Hospital.

House Bill No. 61, An act relative to the use of state armories.

House Bill No. 102, An act in relation to gifts and management of state forests and reservations.

House Bill No. 154, An act in relation to dropping inflammable material where it may cause a forest fire.

House Bill No. 178, An act relating to eminent domain proceedings for the State College and University.

House Joint Resolution No. 76, Joint resolution in favor of the New Hampshire Veterans' Association.

Severally read a third time and passed and sent to the Senate for concurrence.

## ORDER VACATED

On motion of Mr. Duncan of Jaffrey,

*Resolved*, that the order whereby House Bill No. 207, An act relative to the supervision of electricians was referred to the committee on Judiciary, be vacated and the same be referred to the Committee on Revision of the Statutes.

On motion of Mr. Lee of Concord at 3:10 o'clock the House adjourned.

## WEDNESDAY, FEBRUARY 4, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

## LEAVES OF ABSENCE

Messrs. Metcalf of Piermont, Jones of Fremont and Willett of Manchester were granted leave of absence for the remainder of the week on account of sickness.

Mr. Couturier of Nashua was granted leave of absence for the day on account of important business.

## PETITIONS PRESENTED AND REFERRED

By Mr. Keefe of Dover, Petition of the citizens of Rochester protesting against the passage of House Bill No. 45, entitled An act to establish daylight saving time in the State of New Hampshire, and for the strengthening of the standard time law.

By Mr. Dunlap of Antrim, Petition of the citizens of Antrim protesting against the passage of House Bill No. 45, entitled An act to establish daylight saving time in the State of New Hampshire, and for the strengthening of the standard time law.

Severally presented and referred to the Committee on Revision of the Statutes.

## COMMITTEE REPORTS

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 22, An act amending chapter 187 of the Public Laws and appropriating money for diseases of animals, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 77,

A joint resolution in favor of the New Hampshire Sanatorium, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out the words and figures "nine thousand dollars (\$9,000)" in lines 1 and 2 and inserting in place thereof the following: "seven thousand dollars (\$7,000)"; further amend said resolution by striking out the words and figures "six thousand dollars (\$6,000)" in line 8 and inserting in place thereof the following: "four thousand dollars (\$4,000)"; further amend said resolution by adding at the end thereof the following: "The governor is hereby authorized to draw his warrant for said sum on any money in the treasury not otherwise appropriated": so that said resolution as amended shall read as follows: That the following sums amounting to seven thousand dollars (\$7,000) be and hereby are appropriated for the New Hampshire State Sanatorium, to be expended in accordance with plans and specifications to be approved by the governor and council, said sums to be expended under the direction of the Trustees of said institution as follows: for installing and furnishing a pipe line, including all necessary labor and material, from the source of the so-called boiler house brook to our present dam four thousand dollars (\$4,000); for the purchase and installation of a new ammonia refrigerating system including necessary repairs to present ice boxes two thousand dollars (\$2,000); for repairs on two ward buildings one thousand dollars (\$1,000). The governor is hereby authorized to draw his warrant for said sum on any money in the treasury not otherwise appropriated.

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

Mr. Gibson of Conway for the Committee on Claims to whom was referred House Joint Resolution No. 9, A joint resolution in favor of George B. Moore, administrator of the estate of Frank O. Moore, for overpayment of legacy and succession tax, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Gibson of Conway for the Committee on Claims to whom was referred House Joint Resolution No. 18, A joint

resolution in favor of Mrs. Joseph Curran, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Gibson of Conway for the Committee on Claims to whom was referred House Joint Resolution No. 26, A joint resolution in favor of Boyd E. Mercer, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Bill No. 108, An act to name a continuous route around Lake Winnebepesaukee "Winnebepesaukee road," reported the same with the following amendment, and the recommendation that the bill as amended ought to pass,

Amend section 2 of said bill by adding at the end thereof the following: "the cost and maintenance of said road signs shall be a charge upon the highway funds." so that said section as amended shall read as follows: 2. *Marking.* The State Highway Commissioner is hereby authorized to erect and maintain suitable distinguishing road signs to mark "Winnebepesaukee road." The cost and maintenance of said road signs shall be a charge upon the highway funds. Further amend said bill by adding a new section 3 to read as follows: 3. *Takes Effect:* This act shall take effect upon its passage.

The report was accepted, the amendment adopted, and the bill referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the committee on Public Improvements to whom was referred House Bill No. 137, An act relating to the construction of highway bridges, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Bill No. 218, An act to authorize the State Highway Department to change the channel of the Ammonoosuc river in the town of Carroll, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by adding at the end of section 1 the following: "The cost of said improvement shall be a charge upon the highway funds": so that said section as amended shall read as follows: 1. The State Highway Department is hereby authorized to procure the right of way and do all the work incidental to changing the channel of the Ammonoosuc river in the town of Carroll for the distance of approximately one-half mile, opposite a point on the Dartmouth College road so-called, approximately three-fourths of a mile east of the Bethlehem-Carroll town line, and one and seventy-five hundredths miles west of the Twin Mountain house, in order to protect said Dartmouth College highway from erosion. The cost of said improvement shall be a charge on the highway funds. Further amend said bill by adding at the end thereof a new section 2 to read as follows: 2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, the amendment adopted and the bill referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Bill No. 36, An act providing for state construction and maintenance of certain bridges, reported the same with the following resolution:

*Resolved,* That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Bill No. 199, An act designating the Beede Hill road in the town of Fremont

as a state aid highway, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 88, A joint resolution in favor of Edward O. Gale, with the recommendation that the joint resolution be referred to the Committee on Claims.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Claims.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 89, A joint resolution for reconditioning of a highway leading from the State Central highway to the Strafford Ridge road so-called in the town of Strafford, with the recommendation that the joint resolution be referred to the Committee on Public Improvements.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 274, An act in amendment of section 22 of chapter 290 of the Public Laws relating to investments by guardians, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 275, An act relating to hawkers and peddlers, with the recommendation that the bill be referred to the Committee on Revision of the Statutes.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of the Statutes.



Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 15, An act repealing Chapter 31 of the Laws of 1929 and for other purposes, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of the Committee on Fisheries and Game to whom was referred House Bill No. 15, An act repealing Chapter 31 of the Laws of 1929 and for other purposes, being unable to agree with the majority reported the same with the recommendation that the bill ought to pass.

FRANK S. HUCKINS,  
THOMAS J. STEWART,  
ALEXANDER B. HEBERT.

Mr. Guay of Laconia moved that the report of the minority be substituted for the report of the majority and with this motion pending moved that the bill and the accompanying reports be laid upon the table and made a special order for Thursday, February 10 at 11:10 o'clock.

The question being on the motion of Mr. Guay of Laconia.

(Discussion ensued as to time)

On a *viva voce* vote the motion did not prevail.

The question being on the resolution reported by the committee that it is inexpedient to legislate.

(Discussion ensued)

Mr. Dudley of Exeter moved the previous question.

The question being

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the resolution reported by the committee that it is inexpedient to legislate.

On a *viva voce* vote the resolution was adopted.

Mr. Guay of Laconia asked for a division.

A division being had the vote was declared manifestly in the affirmative.

Mr. Ahern of Concord for the special committee consisting

of the delegation from the city of Concord to whom was referred House Bill No. 53, An act amending the charter of the city of Concord, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Ahern of Concord for the special committee consisting of the delegation from the city of Concord to whom was referred House Bill No. 243, An act amending the charter of the city of Concord, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Ahern of Concord for the special committee consisting of the delegation from the city of Concord to whom was referred House Bill No. 18, An act regarding the powers and duties of the trustees of trust funds of the city of Concord, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Ahern of Concord for the special committee consisting of the delegation for the city of Concord to whom was referred House Bill No. 205, An act amending the charter of the city of Concord, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend section 1 by striking out in line 5 the word "twenty-six" and substituting therefor the following: "twenty-four;" and further amend by striking out the words "twenty-two hundred" in the line 7 thereof and substituting therefor the following: "two thousand;" and further amend by striking out the word "twenty-six" in line 15 thereof and substituting therefor the following: "twenty-four;" and further amend by striking out the words "twenty-two hundred" in line 16 thereof and substituting therefor: "two thousand;" so that

said section as amended shall read as follows: 1. *Salaries of Assessors.* Section 38 of chapter 305 of the Laws of 1909, as amended by chapter 245 of the Laws of 1919, and further amended by chapter 194 of the Laws of 1923, is hereby amended by striking out the words "two thousand" and substituting therefor the following: twenty-four hundred; and further by striking out the words "twelve hundred" and substituting therefor the following: two thousand; so that said section as amended shall read as follows: Sect. 38. The board of assessors shall meet for taking their oaths of office and organization at three o'clock in the afternoon on the fourth Tuesday of January in the years 1911, 1912, and biennially thereafter. At such meeting they shall choose one of their number to act as chairman for a term of two years, except that the term of the chairman chosen in the year 1911 shall be one year. The member acting as clerk shall receive the sum of twenty-four hundred dollars annually, and the other members each the sum of two thousand dollars annually, in full for their services.

Further amend said bill by renumbering Section 2 as Section 3, and inserting a new Section 2 as follows: 2. *Office Hours.* Section 45 of Chapter 305 of the Laws of 1909, as amended by Chapter 341 of the Laws of 1911, is hereby amended by striking out the words "During the months of April, May, June and July"; so that said section as amended shall read as follows: Sect. 40. The board of assessors shall hold regular meetings at such office for the transaction of business during stated hours, on at least two days in each week throughout the year. At least one member of the board, in addition to the clerk, shall be in attendance at such office daily during business hours, and the board shall hold such additional meetings, in the daytime or evening, as may be necessary to give all tax payers a convenient opportunity to be heard. Nothing in this or the preceding section shall be construed as forbidding the absence of all the members of the board from the office during office hours, when elsewhere engaged in the performance of their official duties.

The report was accepted.

The reading of the amendments having commenced, on motion of Mr. Baker of Concord the further reading of the amendments were dispensed with. The amendments were then adopted and the bill ordered to a third reading.

Mr. Worthen of Manchester for the special committee consisting of the delegation from the City of Manchester to whom was referred House Bill No. 244, An act relating to school committee of city of Manchester, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out the whole of section 2 and inserting in place thereof the following new section: 2. This act shall take effect upon January 1, 1932.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills.

House Bill No. 6, An act uniting Bristol Union School District Number 2 and the Bristol Town School District.

House Bill No. 9, An act relating to the county convention of Sullivan county.

House Bill No. 43, An act to authorize the school district of the town of Marlborough to extend its limit of bonded indebtedness.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills.

House Bill No. 6, An act uniting Bristol Union School District Number 2 and the Bristol Town School District.

House Bill No. 9, An act relating to the county convention of Sullivan county.

House Bill No. 43, An act to authorize the school district of the town of Marlborough to extend its limit of bonded indebtedness.

The message also announced that the Senate had passed the following entitled bill, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 17, An act relating to the salary of the Clerk of the Manchester Municipal Court.

SENATE BILL READ AND REFERRED

Senate Bill No. 17, An act relating to the salary of the Clerk of the Manchester Municipal Court.

The bill was read a first and second time.

Mr. O'Brien of Manchester moved that the rules be suspended and the bill be referred to a special committee consisting of the delegation from the city of Manchester.

On a *viva voce* vote the motion prevailed.

Mr. Hammond of Manchester asked for a division.

A division being had the vote was declared manifestly in the affirmative.

PERSONAL PRIVILEGE

Mrs. Brungot of Berlin rose to a question of personal privilege and stated that the journal of Tuesday, February 3, did not record her as having voted on the roll call on House Bill No. 10, An act to abolish the poll tax for women. She stated that her vote should have been recorded as yea and desired the journal corrected accordingly.

On a *viva voce* vote her request was granted.

RESOLUTION

On motion of Mr. Friend of Belmont,

*Resolved*, That the Clerk be instructed to procure 200 additional copies of the foregoing bills:—House Bill No. 25, An act relating to the special equalization fund. House Bill No. 26, An act relative to taxation of gas and electric utilities. House Bill No. 27, An act exempting standing wood and timber from taxation and imposing a severance tax. House Bill No. 28, An act relating to the taxation of incomes other than interest and dividends.

On motion of Mr. Price of Lisbon at 12 o'clock the House adjourned.



## AFTERNOON

The House met at 3 o'clock.

## THIRD READINGS

On motion of Mr. Baker of Concord the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 18, An act regarding the powers and duties of the Trustees of trust funds of the city of Concord.

House Bill No. 22, An act amending chapter 187 of the Public Laws and appropriating money for diseases of animals.

House Bill No. 205, An act amending the charter of the city of Concord.

House Bill No. 244, An act relating to school committee of the city of Manchester.

House Joint Resolution No. 77, Joint resolution in favor of the New Hampshire Sanatorium.

Severally read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Cilley of Exeter at 3:05 o'clock the House adjourned.

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THURSDAY, FEBRUARY 5, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

## LEAVE OF ABSENCE

Messrs. Brunelle of Haverhill and Young of Laconia were granted leave of absence for the day on account of illness.

Messrs. Priest of Nelson and Carter of Merrimack were granted leave of absence for the day on account of important business.

## PETITION PRESENTED AND REFERRED

By Mr. Adams of Londonderry, Petition of citizens of Londonderry protesting against the passage of House Bill



No. 45, entitled An act to establish daylight saving time in the State of New Hampshire, and for the strengthening of the standard time law.

Presented and referred to the Committee on Revision of the Statutes.

#### COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the Committee had examined and found correctly engrossed the following entitled bill:

House Bill No. 33, An act relative to licenses for the purchase of milk and cream for resale or manufacture.

The report was accepted.

Mr. Bean of Concord for the Committee on Fisheries and Game, to whom was referred House Bill No. 44, An act changing the names of Plummer and Bog ponds in the town of Sanbornton to Hermit lake, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Sheehan of Manchester for the Committee on Insurance, to whom was referred House Bill No. 270, An act in amendment of the charter of the New Hampshire Fire Insurance Company, authorizing said company to insure against earthquakes, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Sheehan of Manchester for the Committee on Insurance, to whom was referred House Bill No. 230, An act relating to the incorporation of insurance companies, reported the same in a new draft, with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time, and laid upon the table to be printed.

Mr. Brown of Northumberland for the Committee on Judiciary, to whom was referred House Bill No. 74, An act relative to penalties for violations of the Blue Sky law,

reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes, to whom was referred House Bill No. 30, An act in amendment of Chapter 69, of the Public Laws in relation to the distribution of railroad taxes, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Duncan of Jaffrey offered the following amendment: Amend the title of the bill by striking out the words "In amendment of Chapter 69 of the Public Laws."

On a *viva voce* vote the amendment was adopted.

The bill was then ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes, to whom was referred House Bill No. 42, An act in relation to the salary of the justice of the Municipal Court of Littleton, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes, to whom was referred House Bill No. 89, An act relative to statements of county commissioners to the convention, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes, to whom was referred House Bill No. 107, An act in relation to the discontinuance of highways, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes, to whom was referred House Bill No. 119,

An act relating to common jails and prisoners therein, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend Section 1 of said bill by inserting after the word "Cheshire" in line 5, the following: "Merrimack;" further amend by inserting after the word "Cheshire" in line 7 the following: "Merrimack;" so that said section as amended shall read as follows: 1. House of Correction Designated as Jail. Amend Section 7 of Chapter 397 of the Public Laws as amended by Section 1, of Chapter 91 of the Laws of 1927, by striking out the whole of said section and inserting in place thereof the following: 7. Strafford, Cheshire, Merrimack and Sullivan Counties. All prisoners sentenced to jail by any court within the counties of Strafford, Cheshire, Merrimack and Sullivan shall be committed to the houses of correction at the county farms in said counties unless the judge sentencing the prisoners shall designate some other jail within the state for such confinement. Said houses of correction are designated as jails for the confinement of prisoners.

The report was accepted, the amendments adopted, and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes, to whom was referred House Bill No. 180, An act relating to annual reports of county officers, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes, to whom was referred House Bill No. 162, An act relating to municipal courts, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Blandin of Bath for the Committee on Ways and Means, to whom was referred House Bill No. 189, An act relating to the taxation of income from interest and divi-

dends, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Plumer of Bristol for the Committee on Public Improvements, to whom was referred House Bill No. 106, An act extending the Daniel Webster highway, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements, to whom was referred House Bill No. 136, An act relative to maintenance of trunk line and state aided highways by municipalities, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Bean of Concord for the Committee on Fisheries and Game, to whom was referred House Bill No. 40, An act relating to the taking of pheasants, reported the same with the following Resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bean of Concord for the Committee on Fisheries and Game, to whom was referred House Bill No. 131, An act pertaining to the taking of pheasants in certain counties, reported the same with the following Resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bean of Concord for the Committee on Fisheries and Game, to whom was referred House Bill No. 250, An act relating to pheasants, reported the same with the following Resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Duncan of Jaffrey for the Committee on Judiciary, to whom was referred House Bill No. 78, An act relating to the salary of the Deputy Secretary of State, reported the same with the following Resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Bristol for the Committee on Public Improvements, to whom was referred House Bill No. 219, An act to provide for the layout of a state aid highway leading from the Alton line at Gilmanton Iron Works to Gilmanton Academy village terminating at the junction of the Pittsfield, Gilmanton and Laconia Province road at the four corners at Gilmanton Academy village, reported the same with the following Resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

The committee on Revision of the Statutes, to whom was referred House Bill No. 31, An act in amendment of section 14 of chapter 64 of the Public Laws in relation to the abatement of taxes, reported the same with the following Resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes, to whom was referred House Bill No. 103, An act prohibiting persons within highways from soliciting rides from the operators of vehicles therein, reported the same with the following Resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Blandin of Bath for the Committee on Ways and Means, to whom was referred House Bill No. 188, An act relating to the taxation of income from interest and dividends, reported the same with the following resolution:



*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wilson of Manchester for the Committee on Rules, reported the following entitled bill, House Bill No. 276, An act relating to business corporations, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules, reported the following entitled bill, House Bill No. 277, An act authorizing voting trusts in domestic corporations, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules, reported the following entitled bill, House Bill No. 278, An act relating to powers of voluntary corporations, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules, reported the following entitled bill, House Bill No. 279, An act relative to stockholders in dividend-paying corporations voting by proxy, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules, reported the following joint resolution, House Joint Resolution No. 90, A joint resolution for the improvement of New London road leading from New London town line to West



Springfield in the town of Springfield, with the recommendation that the joint resolution be referred to the Committee on Public Improvements.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

On motion of Mr. Cilley of Exeter the rules were suspended and the printing of House Bill No. 230, An act relating to the incorporation of insurance companies was dispensed with.

The bill was then ordered to a third reading.

#### REPORT SUBMITTED •

John R. McLane for the committee appointed to make a study and analysis of the Corporation Law submitted the following report and recommendations.

#### *To the Honorable Senate and House of Representatives:*

The undersigned duly appointed under the provisions of Chapter 278, Laws of 1929 to make a study and analysis of the Corporation Law submit herewith the following report and recommendations.

The general Corporation Law now on the statute books goes back to the revised statutes of 1842, and while it has been amended from time to time to bring it into harmony with present day economic views, it still contains in its restrictive sections not a few evidences of the early distrust of the corporate method of transacting business. In so far as these restrictions seem to have outlived their usefulness and tend to hinder legitimate corporate activity, we have recommended their repeal. These recommendations apply specifically to limitations upon the amount of property which may be held by a corporation and to the prohibition against soliciting proxies.

In Laws of 1919, Ch. 92, the Business Corporation Law was enacted, and this has provided for corporations organized since that date and for those older ones which have qualified under its provisions, a flexible system of corporate organization which has given in general satisfactory results.

It was not designed for the purpose nor has it had the effect of attracting out-of-state enterprises to incorporate in this state, and this committee does not believe it dignified or wise for New Hampshire to attempt to enter into a competition of this nature. The proper object to be sought in our opinion is to provide our own business enterprises with an inexpensive flexible corporate method of doing business with due safeguards for the rights of creditors and stockholders.

Acting upon this principle we have not proposed any drastic changes in the present law. We do submit the following recommendations in order somewhat to clarify and simplify it. A short comment is made explanatory of each recommendation and bills are attached which would carry these recommendations into effect.

Amend Section 6, Chapter 223, Public Laws by adding after the words "may change its name" in line 3, the words "increase or decrease its capital stock," and by adding after the word "purpose" in line 5 the word "and."

*Comment.* This right is given in Sec. 7, Ch. 227 but it is not clear that it is necessary to record a certified copy of the vote in such cases in the office of the Secretary of State and in the office of the Town or City Clerk.

Repeal Sec. 7, Ch. 223, limiting amount of property to \$500,000.

*Comment.* This seems an unnecessary restriction on legitimate corporate enterprise.

Amend Sec. 3, Ch. 225, by striking out the whole thereof and substituting the following:

"The corporate name must end with the abbreviation "Inc." or must include the word "corporation" or "incorporated" or may include the word "Company" or the abbreviation "Co." if that word or abbreviation is not immediately preceded by the word "and" or the abbreviation "&". The provisions of this section shall not affect the right of any corporation existing at the time this act takes effect to continue the use of its name. Subject to the above limitation any corporate name may be assumed

which is not in use by any other New Hampshire corporation or any foreign corporation admitted to do business in this State, and which is not so similar thereto or to that of any partnership or association carrying on business in this State, as to be liable to be mistaken for it; provided that such name or similar name may be adopted with the consent in writing of such existing corporation, partnership or association filed with the articles of agreement."

*Comment.* This recommendation is made in order that persons having to do with business enterprises in corporate form may learn from the corporate name the nature of its organization.

Amend Ch. 225, Sec. 10, by adding after the words "of the record" in line 5, the following "except the by-laws."

*Comment.* This recommendation is made for the sake of economy. By-laws are frequently voluminous and expensive to record and contain little except purely formal provisions. Sec. 14, Ch. 225, permits the Attorney-General in examining the record of organizations to call for such additional information as he may consider necessary. This discretion given to the Attorney-General is considered to be an adequate safeguard.

Amend Sec. 21, Ch. 225 by striking out the entire section after the words "less than ten" in line 5.

*Comment.* This recommendation is made to clarify the law. Sec. 26, of the same Chapter gives adequate authority for classifying stock.

Amend Sec. 32, Ch. 225 as amended by Ch. 123 Laws of 1929 by adding the word "total" after the words "in like detail and the" in the 16th line of said section.

*Comment.* This recommendation is made to clarify the section and to give effect to the rulings and practice of the Office of the Attorney-General.

Amend Sec. 35, Ch. 225 as amended by Ch. 123 of the Laws of 1929 by striking out the words "within thirty days from the date of authorization of such additional stock."

*Comment.* This limitation upon the time for recording the affidavit gives rise to technical defects in increases of

capital stock and seems unnecessary because of the provision at the end of the section which makes unlawful stock issued until the certificate shall have been filed.

Amend Sec. 42, Ch. 225 by striking out the words "within thirty days after such meeting" in line 2 of said section.

*Comment.* It is provided in Sec. 45 that no amendment shall take effect until the record shall have been deposited for record and the fee paid. This seems ample protection and will tend to eliminate technical defects.

Amend Sec. 49, Ch. 225, by striking out the same and substituting the following:

*"Form.* Each stockholder shall be entitled to a certificate of stock signed by the President and Treasurer or by such officers as the articles of incorporation or by-laws may provide, but when any such certificate is signed by a transfer agent or registrar the signature of any such corporate officer and the corporate seal, if any, upon such certificate, may be facsimiles engraved or printed."

*Comment.* This change conforms to the recommendation of the Uniform Corporation Law and gives greater flexibility in the form of certificates of stock without removing any necessary safeguards to their genuineness.

Amend Sec. 60, Ch. 225 by adding after the words "annual meeting" the following: "a special meeting in lieu of such annual meeting may be called upon such notice as may be provided in the by-laws for a special meeting."

*Comment.* This recommendation is made to obviate the expense and delay in curing a technical defect in the holding of an annual meeting.

Amend Sec. 87, Ch. 225, as amended by Ch. 84 of the Laws of 1927 by striking out the words "Between March 1 and 15 in each year," and inserting in place thereof the words "during the month of April."

*Comment.* This recommendation is made to save considerable expense attached to the present and inconsistent method of notifying corporations of a default in advance of any default.

Amend Sec. 88, Ch. 225 as amended by Ch. 84 of the Laws

of 1927, by striking out the word "notification" in the 4th line of said section.

*Comment.* This amendment is made to give effect to the amendment in Sec. 87.

Amend Sec. 1, Ch. 226 by adding at the end thereof the following words "and also sections 15 to 20 inclusive."

*Comment.* This is to give effect to the next recommendation.

Amend: Ch. 226 by adding at the end thereof the following sections

*"Voting Trusts."*

15. Two or more shareholders of any domestic corporation may, pursuant to an agreement in writing, transfer their shares to any person or persons or to a corporation having authority to act as trustee for the purpose of vesting in such person or persons or corporation as trustee or trustees all voting or other rights pertaining to such shares for a period not exceeding ten years and upon the terms and conditions stated in the agreement.

16. A duplicate copy of such agreement shall be filed with the Clerk of the corporation and shall be open daily during business hours to the inspection of any shareholder or any depositor under said agreement or the attorney of any shareholder or depositor.

17. Every other shareholder may transfer his shares to the same trustee or trustees upon the terms and conditions stated in said agreement within the time stated in the agreement, or within the time fixed by the trustee or trustees, but in any event at any time within six months of filing the agreement with the Clerk of the corporation and thereupon shall be bound by all the provisions of said agreement.

18. The certificates of shares so transferred shall be surrendered and cancelled, and new certificates therefor issued to such person or persons, and such trustee or trustees, in which new certificates it shall appear that they are issued pursuant to said agreement. In the entry of transfer on the books of the corporation it shall also be noted that the transfer is made pursuant to said agreement.



19. The trustee or trustees shall execute and deliver to the transferors, voting trust certificates. Such voting trust certificates shall be transferable in the same manner and with the same effect as certificates of stock under provisions of Ch. 225, Sections 51, 52, 53.

20. The trustee or trustees shall possess all voting and other rights pertaining to the shares so transferred and registered in his or their names subject to the terms and conditions of and for the period specified in said agreement.

*Comment.* The status of voting trusts, while approved under certain circumstances in an opinion of the Supreme Court, is not clear under the common law and there is no statutory authority for such voting trusts. The recommendation adopts in substance the provisions of the Uniform Corporation Act.

Repeal Sec. 28, Ch. 227, limiting proxy voting at railroad meetings.

*Comment.* This section reflects the early distrust of corporate enterprise, is repealed so far as it concerns the Boston & Maine Railroad by a special act of the Legislature and its repeal is recommended because it is believed to be an obsolete and unnecessary restriction.

Amend Sec. 29, Ch. 227 by striking out the words "or shall directly or indirectly solicit a proxy for any other person to vote upon" in line 4 of said section.

*Comment.* This section is probably unknown to the general public, is constantly violated and is an unnecessary restriction upon the exercise of a stockholder's rights.

Repeal Sec. 20, Ch. 309, relating to jurisdiction of probate courts in cases of trusts created by written instrument.

*Comment.* This section has given rise to doubts in the minds of corporation officers, particularly in its possible application to corporate mortgages. It does not seem desirable that trustees under such mortgages should be subject to the Probate Court. The jurisdiction of the Superior Court over all trusts seems to furnish all necessary safeguards.

JOHN R. McLANE

ALLEN HOLLIS

WINTHROP WADLEIGH



The reading of the report having commenced on motion of Mr. Duncan of Jaffrey, the further reading of the report was dispensed with.

The report was then accepted.

#### RESOLUTION PRESENTED

The Honorable Secretary of State then appeared and presented the following:

#### RESOLUTION NO. 13

### JOINT RESOLUTION REQUESTING CONGRESS TO PASS AN ACT AUTHORIZING THE IMMEDIATE PAYMENT TO VETERANS OF THE WORLD WAR THE FACE VALUE OF THEIR ADJUSTED-SERVICE CERTIFICATES

WHEREAS, unemployment and distress can be reduced and our nation made prosperous immediately without changing our tax laws, if Congress will authorize the payment in cash at this time of an honest debt which has been publicly confessed now owed by the government to veterans of the world war for services rendered; and

WHEREAS, this will affect over three million veterans of the World War who reside in every section of the United States and payment of the certificates at this time will relieve unemployment and distress:

NOW THEREFORE, Be it resolved by the Senate, the House of Representatives concurring,

Section 1. That we memorialize the Congress of the United States to enact into law some measure that will authorize the payment at this time of the adjusted-service certificates now held by the world war veterans.

Sec. 2. That a copy of this resolution be forwarded to each Senator and Member of House of Representatives in Congress from the State of North Carolina with the request that they seek by appropriate legislation to secure the payment of these adjusted-service certificates at this time.

Sec. 3. That the Secretary of State of North Carolina

transmit, under seal of the State of North Carolina, copy of this resolution to the Secretary of State in all those thirty-one states in which the Legislatures are now in session with the request that it be presented to the several Legislatures as a memorial from the Legislature of North Carolina.

Sec. 4. That this resolution shall be in force from and after its ratification.

In the General Assembly read three times and ratified, this 30th day of January, 1931.

R. T. FOUNTAIN,  
*President of the Senate.*

WILLIS SMITH,  
*Speaker of the House of Representatives.*

Examined and found correct.

For Committee.

Gatling.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bill:

House Bill No. 33, An act relative to licenses for the purchase of milk and cream for resale or manufacture.

The message also announced that the Senate had passed the following entitled bill, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 35, An act relating to destruction of wild flowers.

#### SENATE BILL READ AND REFERRED

Senate Bill No. 35, An act relating to destruction of wild flowers. Read a first and second time and referred to the Committee on Agriculture.

#### RESOLUTION

On motion of Mr. Lee of Concord:

*Resolved*, That when the House adjourns this morning it

be to meet tomorrow morning at 9 o'clock, and when the House adjourns tomorrow morning it adjourn to meet on Monday evening at 7:30 o'clock.

On motion of Mr. Elkins of Concord business in order at 3 o'clock was made in order at the present time.

#### THIRD READING

On motion of Mr. Duncan of Jaffrey the rules were suspended and the third readings of bills by their titles made in order.

House Bill No. 30, An act in relation to the distribution of railroad taxes.

House Bill No. 42, An act in relation to the salary of the Justice of the Municipal Court of Littleton.

House Bill No. 44, An act changing the names of Plummer and Bog ponds in the town of Sanbornton to Hermit lake.

House Bill No. 74, An act relative to penalties for violation of the Blue Sky law.

House Bill No. 89, An act relative to statements of county commissioners to the convention.

House Bill No. 107, An act in relation to the discontinuance of highways.

House Bill No. 119, An act relating to common jails and prisons therein.

House Bill No. 162, An act relating to municipal courts.

House Bill No. 180, An act relating to annual reports of county officers.

House Bill No. 189, An act relating to the taxation of income from interest and dividends.

House Bill No. 230 (in new draft), An act relating to the incorporation of insurance companies.

House Bill No. 270, An act in amendment of the charter of the New Hampshire Fire Insurance Company, authorizing said company to insure against earthquakes.

Severally read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Callahan of Keene at 11:40 o'clock the House adjourned.

FRIDAY, FEBRUARY 6, 1931.

The House met at 9 o'clock according to adjournment.

The following letter was read by the clerk:

Portsmouth, N. H., February 6, 1931.

*Mr. Frank J. Kelley,*

*Concord, N. H.*

Dear sir:

I shall be unable to attend the session on Friday morning.  
Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH,

*Speaker.*

Mr. Baker of Concord gave notice that on tomorrow or some subsequent day he would move to reconsider the vote whereby the House passed House Bill No. 119, An act relating to common jails and prisoners therein.

On motion of Mr. Lamson of New London at 9:02 o'clock the House adjourned.

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MONDAY, FEBRUARY 9, 1931.

The House met at 7:30 o'clock according to adjournment.

The following letter was read by the clerk:

Portsmouth, N. H., February 9, 1931.

*Mr. Albert H. Lamson,*

*New London, N. H.*

Dear sir:

I shall be unable to attend the session on Monday evening. Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH,

*Speaker.*

On motion of Mr. Adams of Londonderry at 7:31 o'clock the House adjourned.

TUESDAY, FEBRUARY 10, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

LEAVE OF ABSENCE

Messrs. Thomas Jennings of Manchester and Tuttle of Farmington were granted leave of absence for the day on account of illness.

Messrs. Blood of Hudson and Giles of Northwood were granted leave of absence for the day on account of important business.

Messrs. Maynard and Willett of Manchester and Drake of Lebanon were granted leave of absence for the week on account of illness.

Mr. Duda of Manchester was granted leave of absence for the week on account of illness in his family.

Mr. Dandrow of Goshen was granted leave of absence for the day on account of illness in his family.

PETITIONS PRESENTED AND REFERRED

By Mr. Gale of Jackson. Petition of citizens of Jackson protesting against the passage of House Bill No. 45, An act to establish daylight saving time in the state of New Hampshire.

By Mr. Johnson of Antrim. Petition of citizens of Antrim protesting against the passage of House Bill No. 45, An act to establish daylight saving time in the state of New Hampshire.

By Mr. Leith of Lancaster. Petition of citizens of Lancaster protesting against the passage of House Bill No. 45, An act to establish daylight saving time in the state of New Hampshire.

Severally presented and referred to the Committee on Revision of the Statutes.

By Mr. Chickering of Chesterfield. Petition of citizens of Chesterfield praying for the passage of House Bill No. 153, An act constituting a state police.

By Mr. Adams of Londonderry. Petition of citizens of Londonderry praying for the passage of House Bill No. 153, An act constituting a state police.

By Mr. Webster of Canaan. Petition of citizens of Canaan praying for the passage of House Bill No. 153, An act constituting a state police.

Severally presented and referred to the Committee on Judiciary.

#### COMMITTEE REPORTS

Mr. Sheehan of Manchester for the Committee on Insurance to whom was referred House Bill No. 260, An act relating to the term of office and salary of the insurance commissioner, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Weston of Milford for the Committee on Judiciary to whom was referred House Bill No. 77, An act relating to a cashier in the treasury department, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Weston of Milford for the Committee on Judiciary to whom was referred House Bill No. 196, An act affirming the acceptance of the Federal Vocational Rehabilitation act and appropriating money to make the same effective, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend House Bill No. 196, by striking out all of section 2, and inserting in place thereof the following:

2. *Appropriation.* There is hereby appropriated for the purpose of vocational rehabilitation of persons disabled in industry or otherwise, the sum of five thousand dollars (\$5,000.00), the same to be immediately available and to be expended by the State Board of Education under the direction of the Governor and Council, to the extent that an



equal sum may be made available by the Federal government for the same purpose.

The report was accepted, the amendment adopted and the bill referred to the Committee on Appropriations under the rules.

Mr. Leahy of Claremont for the Committee on Judiciary to whom was referred House Bill No. 198, An act relating to fees and travel of state officers, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hutchins of Stratford for the Committee on Judiciary to whom was referred House Bill No. 242, An act relating to elections, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Johnson of Antrim for the Committee on National Affairs, to whom was referred House Joint Resolution No. 37, A joint resolution providing for a monument at the battlefield of Yorktown, Virginia, and for a commission to represent the State of New Hampshire at the sesquicentennial celebration of the siege of Yorktown in October, 1931, reported the same in a new draft and with a new caption with the recommendation that the joint resolution in its new draft and with its new caption ought to pass.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Miss Doe of Rollinsford for the Committee on Revision of Statutes, to whom was referred House Bill No. 133, An act relating to the biennial report of the Highway Commissioner, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Sheehan of Manchester for the Committee on Insurance; to whom was referred House Bill No. 165, An act

relating to the Insurance Commissioner, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Blandin of Bath for the Committee on Ways and Means; to whom was referred House Bill No. 177, An act relating to interest on unpaid taxes, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Blandin of Bath for the Committee on Ways and Means; to whom was referred House Bill No. 179, An act relating to the assessment of standing wood and timber, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The question being on the resolution reported by the committee.

(Discussion ensued)

On a *viva voce* vote the resolution was adopted.

Mr. Dudley of Exeter for the Committee on Judiciary to whom was referred House Bill No. 194, An act to abolish the death penalty, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of the Committee on Judiciary to whom was referred House Bill No. 194, An act to abolish the death penalty, being unable to agree with the majority, reported the same with the recommendation that the bill ought to pass.

THOMAS J. MCGREAL,  
GEO. H. DUNCAN,  
ALBERT D. LEAHY,  
LULA J. A. MORRIS,  
F. CLYDE KEEFE,  
RALPH M. HUTCHINS.

The question being on the resolution reported by the committee that it is inexpedient to legislate.

(Discussion ensued)

Mr. Leahy of Claremont moved that the report of the minority be substituted for the report of the majority and with this motion pending moved that the bill and report be laid upon the table and made a special order for Wednesday, February 11, at 11:01 o'clock.

On a *viva voce* vote the motion did not prevail.

The question being on the resolution reported by the committee.

Mr. Duncan of Jaffrey moved that the report of the minority be substituted for the report of the majority.

The question being on the motion of Mr. Duncan of Jaffrey.

(Discussion ensued)

Mr. Price of Lisbon moved the previous question.

The question being

Shall the main question now be put?

On a *vive voce* vote the previous question was ordered.

The question being on the motion of Mr. Duncan of Jaffrey.

On a *viva voce* vote the motion did not prevail.

Mr. Pingree of Berlin asked for a division.

A division being had the vote was declared manifestly in the negative.

Mr. Wentworth of Dover demanded the yeas and nays and the roll was called with the following result.

#### YEAS 145

*Rockingham County:* Haynes, Moody of Greenland, Herlihy, Beane of Newington, Filion, Philbrick, Pray, McNeil, Whittier, Davis, Jewell.

*Strafford County:* Colcord, Swan, Wentworth, Crockett, Gouin, Martin, Keefe, Durnin, Willson of Farmington, Doe of Rollinsford, Cote of Somersworth, Doe of Somersworth, Gagne, House, McGreal, McGuinness, Durgin.

*Belknap County:* Little, Friend, Nichols, Schultz, Edgerly of Laconia, Guay, Merrill of Laconia, Young of Laconia, Gile, Sanbon of Tilton.

*Carroll County:* Donahue, Lawless, Merryfield, Evans, Edgerly of Tuftonboro, Thompson.

*Merrimack County:* Welch, Preston, Hirtle, Hardy, Veroneau of Concord, Elkins, Dame, Nash, Lee, Ahern, Coates, Wells of Danbury, Fowler of Franklin, Catlin, Sleeper, Powers, Caveney, Veroneau of Pembroke, Fellows.

*Hillsborough County:* Moore of Goffstown, Phelps, Charois, Hopkins, Castles, Dwyer, Sheehan, Kelley of Manchester, Carroll, Clancy, Creighton, Griffin of Manchester, O'Brien, Boisclair, Carr, Conway, Currier of Manchester, Foley, Healy of Manchester, Ward 7, Horan, McQueeney, O'Malley, Ryan, Cote of Manchester, Healy of Manchester, Ward 8, Langton, Getz, Leclerc, O'Leary, Roukey, Drouin, Gauthier, Letendre of Manchester, Guimond, St. Germain, Woods, Duncklee, Boilard, Letendre of Nashua, Levesque, Hogan of Nashua, Stevens of Nashua, Chasse, Papachristos, Hargreaves, Ledoux, Lindquist, Wills, Bouthillier, Brodeur, Grant, Foster of Wilton.

*Cheshire County:* Russell, Keating, Wellman, Baker of Roxbury, Burbank of Winchester.

*Sullivan County:* Hamlin of Charlestown, Leahy, Whitcomb, Reed of Unity.

*Grafton County:* Plumer of Alexandria, Sanborn of Enfield, Lyster, Burgault, Little.

*Coos County:* Palmer of Berlin, Pingree, Uhlschoeffler, Brungot, Burbank of Berlin, Gagne, Leopold of Berlin, Marie A. Gagne of Berlin, Myler, Thompson, Parkhurst, Frye, Morrison, Morris, Marshall, Emery of Stark, Hutchins.

#### NAYS 190

*Rockingham County:* Griffin of Auburn, Lake, Colby of Chester, Bailey, Cole, Moody of Derry, Wright, Cilley, Conner, Dudley, Stevens of Exeter, Jones of Fremont, Emerson, Adams of Hampton, Bartlett of Kingston,

Adams of Londonderry, Yeaton of Newcastle, Grandmaison, Walker, Seavey, Carmichael, Prescott, Hodgdon of Portsmouth, Ward 2; Yeaton of Portsmouth, Cogan, Adams of Portsmouth, Rose, Marden, Turner of Salem.

*Strafford County:* Churchill, Layn, Jones of Dover, Henderson, Fernald, Chamberlain, Ricker, Corson, Meader, Lacasse, Small, Greenfield.

*Belknap County:* Varney, Bridges, Page, Stafford, Wiley, Flanders, Quimby of Laconia, Neal, Plastridge, Wallis.

*Carroll County:* Berry, Gibson, Shirley, Towle, Gale, Nickerson, Goss, Winkley, Sanborn of Wakefield, Clow.

*Merrimack County:* Desmarais, Warriner, Trow, Shaw, Maxner, Lindgren, DuBois, Sturtevant, Freeman, Matson, Haselton, Brown of Epsom, Ferron, Prince, Hebert, Young of Franklin, Woodeson, Lamson, Saltmarsh, Hazen, Miner, Langley.

*Hillsborough County:* Wilkins, Johnson, Holbrook, Wilson of Bennington, Fogg, Boynton, Glading, Wilson of Hollis, Blood, Legallee, Reid of Litchfield, Holt, Bickford, Greer, Wilson of Manchester, Bartlett of Manchester, Hammond of Manchester, Robbins, Lamb of Manchester, Ward 4, Milnes, Worthen, Stanley, Burke, Chevrette, Boisvert of Manchester, Ward 13, Remillard, Bruce, Howison, Weston, Carter of Nashua, Murphy, Winslow, Reed of Nashua, Collins, Molloy, Ravenelle, Newton, Barr, Currier of Pelham, Cummings, Keenan.

*Cheshire County:* Chickering of Chesterfield, Firmin, Wilder of Gilsum, Smith of Hinsdale, Fitzgerald, Callahan, Knowlton, Jones of Keene, Duffy, Ward of Marlborough, Ayer, Priest, Dickinson of Swanzey, Clark, Chickering of Walpole, Jennison.

*Sullivan County:* Kemp, Colby of Claremont, Dow, Putnam, Turner of Claremont, Barry of Newport, Reed of Newport, Ward of Plainfield, Osborne, Fowler of Washington.

*Grafton County:* Long, Plumer of Bristol, Smith of Campton, Webster, Gage, Hunter, Guyer, Brunelle, Thayer, Wells, Marden, Chandler of Landaff, Briggs, Ross, Merrill

of Lisbon, Price, Harris, Lytle, Simpson, Perkins of Lyme, Frazer, Eastman, Renfrew, Bell of Plymouth, Wakefield, Stewart, Merrill of Thornton, Colby of Wentworth, Keniston.

*Coos County:* Smith of Berlin, Chapell, Dickson, Ramsay, Hamlin of Gorham, Rogers, Judd, Allen, Turner of Wentworth's Location, Elliott, Pratt.

Mr. Baker of Concord voting yes was paired with Mr. Burns of Hopkinton voting no.

Mr. Bean of Concord voting no was paired with Mr. Duncan of Jaffrey voting yes.

and the motion to substitute did not prevail.

The question being on the resolution of the committee that it is inexpedient to legislate.

On a *vive voce* vote the resolution was adopted.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asked the concurrence of the House of Representatives:

House Bill No. 41, An act relating to bonds of county officers.

Amend Section 1 of the Bill by adding in the tenth line of said Section after the word, "sheriffs," the following: "and deputy sheriffs; so that said Section as amended shall read:

*Payment by County.* Amend Section 4, chapter 37 of the Public Laws by adding at the end of said section the following: registers and deputy registers of deeds, registers and deputy registers of probate, solicitors, sheriffs, clerks and deputy clerks of the superior court, and commissioners appointed by the Superior Court under Section 9 of Chapter 36 of the Public Laws to perform the duties of any of said officers, so that said Section as amended shall read as follows:

1. *Expense of Bonds.* The several counties shall pay the



premiums on the bonds of their respective treasurers, registers and deputy registers of deeds, registers and deputy registers of probate, solicitors, sheriffs and deputy sheriffs, clerks and deputy clerks of the Superior Court, and commissioners appointed by the Superior Court under Section 9 of Chapter 36 of the Public Laws to perform the duties of any of said offices.

On motion of Mr. Duncan of Jaffrey the amendment was laid upon the table.

The message further announced the Senate had voted to concur with the House of Representatives in the passage of the following concurrent resolution, sent up from the House of Representatives:

Concurrent resolution relative to the importation of lumber, pulpwood and pulp from Soviet Russia.

The message also announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 22, An act relating to the outer doors of churches, schoolhouses, and other buildings used for public gatherings.

Senate Bill No. 31, An act relating to taking aureolus or golden trout.

Senate Bill No. 32, An act to regulate the manner of taking deer.

#### SENATE BILLS READ AND REFERRED

Senate Bill No. 22, An act relating to the outer doors of churches, schoolhouses and other buildings used for public gatherings.

Read a first and second time and referred to the Committee on Judiciary.

Senate Bill No. 31, An act relating to taking aureolus or golden trout.

Read a first and second time and referred to the Committee on Fisheries and Game.

Senate Bill No. 32, An act to regulate the manner of taking deer.

Read a first and second time and referred to the Committee on Fisheries and Game.

## RESOLUTIONS

On motion of Mr. Glading of Hillsborough,

*Resolved*, That the Speaker be authorized to appoint a committee of three to investigate the advisability of installing a system of amplification in Representatives Hall. Said committee to report their findings to the House.

The Speaker appointed as such committee Messrs. Glading of Hillsborough, Grant of Weare and Kelley of Concord.

On motion of Mr. Callahan of Keene,

*Resolved*, That this House has learned with sorrow of the death of Abijah H. Barrett of ward three, Keene, a member of the Legislature of 1927, 1929 and elected to membership in this House for 1931 but was unable, on account of sickness, to take his seat, and

*Be it Further Resolved*, That the Speaker appoint a committee of three to prepare suitable resolutions on the death of our fellow member and that when the House adjourn today it be in memory of Abijah H. Barrett, a member-elect of this body.

The Speaker appointed as members of such committee Messrs. Callahan of Keene, Small of Rochester and Mrs. Howison of Milford.

On motion of Mr. Adams of Portsmouth at 1:05 o'clock the House adjourned.

## AFTERNOON

The House met at 3 o'clock.

## THIRD READING

House Bill No. 133, An act relating to the biennial report of the highway commissioner.

Read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. McGreal of Somersworth at 3:05 o'clock the House adjourned.

WEDNESDAY, FEBRUARY 11, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

LEAVES OF ABSENCE

Messrs. Weston of Milford and Greer of Manchester were granted leave of absence for the remainder of the week on account of important business.

Mr. Bruce of Milford was granted leave of absence for the day on account of important business.

Mr. Beane of East Kingston was granted indefinite leave of absence on account of illness.

Mrs. Barden of Berlin was granted leave of absence for the week on account of illness in her family.

PETITION PRESENTED AND REFERRED

By Mr. Reid of Litchfield, Petition of citizens of Litchfield praying for the passage of House Bill No. 153, An act constituting a state police.

Presented and referred to the Committee on Judiciary.

COMMITTEE REPORTS

Mr. Pingree of Berlin for the Committee on Appropriations, to whom was referred House Bill No. 108, An Act to name a continuous route around Lake Winnepesaukee, "Winnepesaukee road," reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the committee on Appropriations, to whom was referred House Bill No. 218, An act to authorize the state highway department to change the channel of the Ammonoosuc river in the town of Carroll, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropria-

tions, to whom was referred House Joint Resolution No. 9, A joint resolution in favor of George B. Moore, administrator of the estate of Frank O. Moore, for overpayment of legacy and succession tax, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations, to whom was referred House Joint Resolution No. 62, A joint resolution providing for a deficiency appropriation for bounties for hedgehogs, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations, to whom was referred House Joint Resolution No. 87, A joint resolution in favor of Guy S. Neal and others, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game, to whom was referred House Bill No. 249, An act relating to closing Sunset lake in Greenfield to all ice fishing for a term of five years, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Wilson of Manchester for the Committee on Rules, reported the following joint resolution, House Joint Resolution No. 91, A joint resolution for the improvement of the Moultonborough Neck road, so-called, in the town of Moultonborough, with the recommendation that the joint resolution be referred to the Committee on Public Improvements.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Mr. Wilson of Manchester for the Committee on Rules,

reported the following joint resolution, House Joint Resolution No. 92, A joint resolution for the completion of a farm to market highway in the town of Pittsfield known as the Catamount road, with the recommendation that the joint resolution be referred to the Committee on Public Improvements.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Mr. Wilson of Manchester for the Committee on Rules, reported the following joint resolution, House Joint Resolution No. 93, A joint resolution for the completion of a farm to market highway in the town of Pittsfield, known as the New Loudon road, with the recommendation that the joint resolution be referred to the Committee on Public Improvements.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Mr. Wilson of Manchester for the Committee on Rules, reported the following joint resolution, House Joint Resolution No. 94, A joint resolution providing for library and additional dormitory accommodations at the Plymouth Normal School, with the recommendation that the joint resolution be referred to the Committee on Normal Schools.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Normal Schools.

Mr. Wilson of Manchester for the Committee on Rules, reported the following entitled bill, House Bill No. 280, an act relating to oleomargarine and other butter substitutes, with the recommendation that the bill be referred to the Committee on Agriculture.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Agriculture.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 281, An

act relating to public hearings before the fish and game advisory board, with the recommendation that the bill be referred to the Committee on Fisheries and Game.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 282, An act legalizing the town meeting of the town of Holderness held Tuesday, March 11, 1930, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 283, An act authorizing the disposal of state lands under certain circumstances, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 284, An act providing for state aid in the care of persons suffering from cancer, with the recommendation that the bill be referred to the Committee on Appropriations.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Pingree of Berlin for the Committee on Appropriations, to whom was referred House Bill No. 100, An act relating to the bounty on hedgehogs, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Pingree of Berlin for the Committee on Appropria-



tions to whom was referred House Joint Resolution No. 85, A joint resolution relating to the New Hampshire Old Home Week Association, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Lamb of Manchester for the Committee on Education to whom was referred House Bill No. 172, An act relating to the fiscal year of the Union School District of Concord, reported the same with the following Resolution:

*Resolved*, That is is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Lamb of Manchester for the Committee on Education to whom was referred House Bill No. 173, An act relative to school money, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Lamb of Manchester for the Committee on Education to whom was referred House Bill No. 174, An act relative to the school year, reported the same with the following resolution:

*Resolved*, That is it inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Sheehan of Manchester for the Committee on Insurance to whom was referred House Bill No. 164, An act regarding security for damages happening from the operation of automobiles, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 182, An act

relating to the manner of taking game, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 269, An act relating to salaries and expenses of the Commissioner of Law Enforcement, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 214, An act altering the personnel of the Board of Appeal in cases of damage by game, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Weston of Milford for the Committee on Judiciary to whom was referred House Bill No. 63, An act giving certain liens to physicians and hospitals, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The question being on the resolution reported by the committee.

(Discussion ensued)

Mr. Reed of Nashua moved that the bill be recommitted to the Committee on Judiciary.

On a *viva voce* vote the chair was in doubt.

Mr. Pingree of Berlin asked for a division.

A division being had the vote was declared manifestly in the affirmative and the bill was recommitted to the Committee on Judiciary.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 99, An act in amendment of section 1, chapter 28 of the Public Laws of New Hampshire passed at the January Session 1929, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 237, An act to prevent the practise of law by unauthorized persons and by corporations, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Baker of Concord for the Committee on University of New Hampshire to whom was referred House Bill No. 69, An act relating to the poultry department at the State College and University and providing for distribution of funds to poultry exhibitions, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills, sent up from the House of Representatives:

House Bill No. 102, An act in relation to gifts and management of state forests and reservations.

House Bill No. 154, An act in relation to dropping inflammable material where it may cause a forest fire.

The message also announced that the Senate had passed the following entitled bill, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 24, An act to create a State Board of Accountancy, and amending Chapter 270 of the public laws.

## SENATE BILL READ AND REFERRED

Senate Bill No. 24, An act to create a State Board of Accountancy and amending Chapter 270 of the Public Laws.

Read a first and second time and referred to the Committee on Judiciary.

## RESOLUTIONS

On motion of Mr. Baker of Concord,

*Resolved*, That the Honorable Senate be requested to return to the House, House Bill No. 119, An act relating to common jails and prisoners therein.

On motion of Mr. Boisclair of Manchester he was allowed to change his vote on House Bill No. 194, An act to abolish the death penalty, from Nay to Yea.

On motion of Mr. Baker of Concord,

*Resolved*, by the House of Representatives, the Senate concurring, that Honorable Ashton Dovell, chairman of the Virginia Sesquicentennial Commission, be invited to appear before the Honorable Senate and the House of Representatives on Tuesday, February 17, at twelve o'clock noon, for an address upon the subject of the sesquicentennial of the surrender of Lord Cornwallis at Yorktown; and that the Senate and the House of Representatives meet in joint convention at that time for the purpose of hearing such addresses.

On motion of Mr. Lee of Concord,

*Resolved*, That the House take a recess for 15 minutes to listen to an address by Representative Edward H. Adams of Portsmouth on the life of Abraham Lincoln.

After recess

On motion of Mr. Small of Rochester,

*Resolved*, That Mr. Adams be requested to furnish the

Clerk with a copy of his address and that the same be printed in the journal.

#### ORDER VACATED

On motion of Mr. Conner of Exeter,

*Resolved*, That the order whereby House Bill No. 284, An act providing for state aid in the care of persons suffering from cancer was referred to the Committee on Appropriations be revoked and the bill referred to the Committee on Public Health.

On motion of Mr. Dow of Claremont at 11:48 o'clock the House adjourned.

#### AFTERNOON

The House met at 3 o'clock.

#### THIRD READINGS

On motion of Mr. Henderson of Durham, the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 108, An act to name a continuous route around Lake Winnepesaukee "Winnepesaukee road."

House Bill No. 218, An act to authorize the state highway department to change the channel of the Ammonoosuc river in the town of Carroll.

House Bill No. 249, An act relating to closing Sunset lake in Greenfield to all ice fishing for a term of five years.

House Joint Resolution No. 9, Joint resolution in favor of George B. Moore, administrator of the estate of Frank O. Moore, for overpayment of legacy and succession tax.

House Joint Resolution No. 62, Joint resolution providing for a deficiency appropriation for bounties for hedgehogs.

House Joint Resolution No. 87, Joint resolution in favor of Guy S. Neal and others.

Severally read a third time and passed and sent to the Senate for concurrence.

## RESOLUTION

On motion of Mr. Cheney of Danville,

*Resolved*, That House Bill No. 193, An act relating to the state licenses of hawkers and peddlers and amending Chapter 157 of the Public Laws, and House Bill No. 195, An act amending Chapter 157 of the Public Laws relating to hawkers and peddlers, be withdrawn.

On motion of Mr. Emery of Rochester at 3:10 o'clock the House adjourned.

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THURSDAY, FEBRUARY 12, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

## LEAVES OF ABSENCE

Messrs. Reed of Unity and Adams of Portsmouth were granted leave of absence for the day on account of important business.

Messrs. Wilson of Manchester, Barry of Newport and Osborn of Sunapee were granted leave of absence for the day on account of attendance upon a funeral.

Messrs. Jones of Fremont and Veroneau of Pembroke were granted leave of absence for the day on account of illness.

The delegation from the town of Claremont was granted leave of absence for the day to accompany the Committee on Military Affairs on legislative business.

## PETITION PRESENTED AND REFERRED

By Mr. Chamberlain of Milton, Petition of citizens of Middleton and Union protesting against the passage of House Bill No. 45, An act to establish daylight saving time in New Hampshire.

Presented and referred to the Committee on Revision of the Statutes.



## COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the Committee had examined and found correctly engrossed the following entitled bills:

House Bill No. 56, An act providing for the disposition of the property and funds of certain extinct religious societies.

House Bill No. 178, An act relating to eminent domain proceedings for the state college and university.

The report was accepted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 132, An act relating to clerical assistants in the State highway department, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by striking out in line 6 the words "in the state house," so that said section as amended shall read as follows: 1. Amend section 6 chapter 83 of the Public Laws as amended by chapter 8 of the session Laws of 1929, by striking out the words "an accountant at a salary not exceeding \$2400.00 per year" so that such section as amended shall read as follows: 6. ——— *Offices; Assistants.* He shall be provided with suitable quarters for his office and that of the department and may employ such expert and clerical assistants as in his opinion is necessary, subject to the approval of the Governor and Council as to compensation.

The report was accepted, the amendment adopted and the bill referred to the Committee on Appropriations under the rules.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 126, An act relating to taking deer in certain towns in Coos county, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Small of Rochester for the Committee on Judiciary to whom was referred House Bill No. 80, An act relating to regulation of aviation, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Emery of Rochester for the Committee on Judiciary to whom was referred House Bill No. 104, An act to incorporate the Chickawolnepy Dam and Improvement Company, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 145, An act providing a fee for registering brands for bottles and other containers, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 155, An act in amendment of the charter of the New Hampshire Odd Fellows Home, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 191, An act conditionally exempting from local taxation the property of the Woman's Civic Club of Raymond, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 285, An act changing the name of Union lake in the town of Bar-

rington to Swain's pond, with the recommendation that the bill be referred to the Committee on Fisheries and Game.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 286, An act limiting the taking of raccoon, with the recommendation that the bill be referred to the Committee on Fisheries and Game.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 287, An act to prohibit fishing through the ice in Northwood lake, with the recommendation that the bill be referred to the Committee on Fisheries and Game.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 288, An act to close certain brooks to fishing in the township of Success, with the recommendation that the bill be referred to the Committee on Fisheries and Game.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 289, An act to close to fishing all tributaries of the Dead Diamond and Swift Diamond rivers located in Second Dartmouth College Grant, with the recommendation that the bill be referred to the Committee on Fisheries and Game.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 290, An act to close certain brooks in the towns of Errol and Dummer, with the recommendation that the bill be referred to the Committee on Fisheries and Game.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 291, An act relating to agreements for transportation and support of paupers, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 292, An act authorizing the appointment of a State Development Commission and appropriating money therefor, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following Joint Resolution, House Joint Resolution No. 95, A joint resolution providing for a deficiency appropriation for the state prison, with the recommendation that the joint resolution be referred to the Committee on Appropriation.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Wilson of Manchester for the Committee on Rules reported the following Joint Resolution, House Joint Resolution No. 96, A joint resolution for the improvement of the highway from the junction of the Daniel Webster highway

at Weirs bridge to route No. 11 at Gilford railroad station, with the recommendation that the joint resolution be referred to the committee on Public Improvements.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Mr. Wilson of Manchester for the Committee on Rules reported the following Joint Resolution, House Joint Resolution No. 97, A joint resolution in favor of Walter E. Emerson, with the recommendation that the joint resolution be referred to the Committee on Claims.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Claims.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 1, A joint resolution providing for the maintenance of the Sugar Loaf road bordering on Newfound lake in the town of Alexandria, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 2, A joint resolution for the reconstruction of the main highway leading from the Claremont-Unity town line to Sullivan County farm in the town of Unity, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 7, A joint resolution for the reconditioning of a farm to market highway in the town of Barrington, reported the same with the recommendation that the joint resolution ought to pass.



The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 49, A joint resolution for the permanent construction of a certain highway in the town of Weare, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 50, A joint resolution appropriating funds for the construction of a highway in the town of Landaff, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Flanders of Laconia for the Committee on State Hospital to whom was referred House Joint Resolution No. 28, A joint resolution for additional buildings at the state hospital, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Flanders of Laconia for the Committee on State Hospital to whom was referred House Joint Resolution No. 30, A joint resolution to provide for additional facilities at the state hospital, reported the same with the recommendation that the joint resolution ought to pass.

Mr. Flanders of Laconia for the Committee on State Hospital to whom was referred House Bill No. 68, An act to provide for the construction and equipment of a dormitory for the male employees at the state hospital, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.



Mr. Flanders of Laconia for the Committee on State Hospital to whom was referred House Joint Resolution No. 29, A joint resolution to provide for additional facilities at the state hospital, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Miss Greenfield of Rochester for the Committee on Judiciary to whom was referred House Bill No. 73. An act in relation to boxing exhibitions and creating a state boxing commission. reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dudley of Exeter for the Committee on Judiciary to whom was referred House Bill No. 167, An act to incorporate Champlain Fire Insurance Company of Berlin. reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hutchins of Stratford for the Committee on Judiciary to whom was referred House Bill No. 246. An act relating to rights and qualifications of voters, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 14, A joint resolution for the improvement of the North road leading from Deerfield Center to the Epsom line, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution

No. 80, A joint resolution for the improvement of a road in the towns of Milton, Farmington, and the city of Rochester, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 38. A joint resolution for the improvement of the road from Candia Corner to the Deerfield line, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 16. A joint resolution for the construction of a road in Dalton, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 43. A joint resolution for the permanent construction of the main highway in the towns of Charlestown and Walpole, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 134, An act relating to the supervision of electricians, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 150, An

act relative to the board of examiners of embalmers, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 197, An act relating to the discharge of offenders confined for non-payment of fines and costs, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills:

House Bill No. 56, An act providing for the distribution of the property and funds of certain extinct religious societies.

House Bill No. 178, An act relating to eminent domain proceedings for the State College and University.

House Bill No. 60, An act in amendment of the charter of the Margaret Pillsbury General Hospital.

House Bill No. 151, An act to amend the charter of the First Baptist Society in the town of Hudson.

The message further announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bill, in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 102, An act in relation to gifts and management of state forests and reservations.

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *State Forests.* Amend section 5, chapter 192 of the Public Laws by striking out in the second line of said section

Further amend said section 1 by striking out the word "insert" in the third line and inserting in place thereof the word, "inserting."

Further amend said section 1 by striking out the thirteenth and fourteenth lines and inserting in place thereof the following:

2. *Special Fund; Use of State Forests.* Further amend said chapter 192 of the Public Laws by adding after section 5 the following new sections:

Further amend said bill by renumbering section 2 to read section 3.

On motion of Mr. Henderson of Durham the House concurred in the adoption of the amendments proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

The message further announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bill, in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 154, An act in relation to dropping inflammable material where it may cause a forest fire.

Amend section 1 of said bill by striking out the first three lines of said section and inserting in place thereof the following:

1. *Prohibition.* Amend chapter 191 of the Public Laws by adding after section 35 the following new section:

Amend section 2 of said bill by inserting after the word "upon" the word, "its."

The message also announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 11, An act in amendment of Chapter 242 of the Session Laws of 1907, entitled "An act to incorporate the Laconia Home for the Aged."

Senate Bill No. 23, An act relating to the conveying of certain land and water in the town of Wolfeboro to that town.

Senate Bill No. 30, An act establishing Commission Districts in the county of Belknap.

Senate Bill No. 38, An act relative to the trustees of the Protestant Episcopal Church in New Hampshire.

#### SENATE BILLS READ AND REFERRED

Senate Bill No. 11, An act to amend chapter 242 of the Session Laws of 1907 entitled "An act to incorporate the Laconia Home for the Aged."

Read a first and second time and referred to the Committee on Revision of the Statutes.

Senate Bill No. 23, An act relating to the conveying of certain land and water in the town of Wolfeboro to that town.

Read a first and second time and referred to the Committee on Revision of the Statutes.

Senate Bill No. 30, An act establishing commission districts in the county of Belknap.

Read a first and second time.

On motion of Mr. Guay of Laconia the rules were suspended and the bill referred to a special committee consisting of the delegation from the county of Belknap.

Senate Bill No. 38, An act relative to the Trustees of the Protestant Episcopal Church in New Hampshire.

Read a first and second time and referred to the Committee on Judiciary.

#### RESOLUTION

On motion of Mr. Lee of Concord,

*Resolved*, That when the House adjourns this morning it be to meet tomorrow morning at 9 o'clock, and when the House adjourns tomorrow morning it adjourn to meet on Monday evening at 7:30 o'clock.

On motion of Mr. Small of Rochester the rules were suspended and business in order at 3 o'clock was made in order at the present time.

## THIRD READINGS

On motion of Mr. Small of Rochester the rules were suspended and the third readings of bills by their titles made in order.

House Bill No. 80, An act relating to regulation of aviation.

House Bill No. 104, An act to incorporate the Chickawolnepy Dam and Improvement Company.

House Bill No. 126, An act relating to taking deer in certain towns in Coos county.

House Bill No. 145, An act providing a fee for registering brands for bottles and other containers.

House Bill No. 155, An act in amendment of the charter of the New Hampshire Odd Fellows Home.

House Bill No. 191, An act conditionally exempting from local taxation the property of the Woman's Civic Club of Raymond.

Severally read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Moore of Goffstown at 11:50 o'clock the House adjourned.

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FRIDAY, FEBRUARY 13, 1931.

The House met at 9 o'clock according to adjournment.

The following letter was read by the Clerk:

Portsmouth, N. H., February 13, 1931.

*Mr. George H. Nash,  
Concord, N. H.*

Dear Sir:

I shall be unable to attend the session on Friday morning. Will you kindly preside for me, and oblige.

Yours respectfully,

HAROLD M. SMITH,

*Speaker.*

On motion of Mr. Lamson of New London at 9:02 o'clock the House adjourned.



MONDAY, FEBRUARY 16, 1931.

The House met at 7:30 o'clock according to adjournment.

The following letter was read by the Clerk:

*Mr. Albert H. Lamson,  
New London, N. H.*

Dear Sir:

I shall be unable to attend the session on Monday evening.  
Will you kindly preside for me, and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. Sturtevant of Concord at 7:31 o'clock  
the House adjourned.

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TUESDAY, FEBRUARY 17, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

#### LEAVES OF ABSENCE

Messrs. Quimby of Laconia, Elkins of Concord and Turner of Claremont were granted leave of absence for the day on account of illness.

Messrs. Drake of Lebanon, Cogswell of Henniker and Hutchins of Stratford were granted leave of absence for the week on account of illness.

Mr. Young of Laconia was granted leave of absence for the week on account of important business.

Mr. Guyer of Hanover was granted leave of absence for the day on account of attendance upon a funeral.

#### COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills:

House Bill No. 1, An act relating to state-aided highways and increasing the apportionment therefor.

House Bill No. 2, An act increasing the apportionment for state maintenance of town highways.

House Bill No. 3, An act relating to the expenditure of funds of the highway department.

House Bill No. 18, An act regarding the powers and duties of the trustees of trust funds of the city of Concord.

House Bill No. 102, An act in relation to gifts and management of state forests and reservations.

House Bill No. 152, An act relating to voting by members and stockholders of co-operative marketing associations.

House Bill No. 154, An act in relation to dropping inflammable material where it may cause a forest fire.

The report was accepted.

Miss Doe of Rollinsford for the Committee on Revision of Statutes to whom was referred House Bill No. 217, An act relating to registering of trade-names, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of Statutes to whom was referred House Bill No. 203, An act relating to motor boats, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by striking out all after the word "explosion" in line 8 and inserting in place thereof the following: Boats operating in a race under the auspices of a recognized boat club shall not be subject to the provisions of this act providing such club shall have obtained special license to hold such race from the Public Service Commission who shall have the power to revoke the registration of any boat operated by any person in violation of this act; so that said section as amended shall read as follows: 1. Amend section 20 of chapter 151 of the Public Laws, as amended by chapter III of the Laws of 1929, by striking out all of said section, and substitute in place thereof the following: 20. It shall be unlawful to use within the jurisdiction of this state a boat propelled, in whole or in part, by gas, gasoline, or naphtha, unless the same is provided with an underwater exhaust or other muffling device so constructed and used as

to muffle the noise of the explosion. Boats operating in a race under the auspices of a recognized boat club shall not be subject to the provisions of this act providing such club shall have obtained special license to hold such race from the Public Service Commission, who shall have the power to revoke the registration of any boat operated by any person in violation of this act.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 36, A joint resolution for the improvement of the road leading from North Sandwich by way of Whiteface school house to Wonolancet to connect with the Chinook trail, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 27, A joint resolution for the completion of the main road leading from Tamworth village to Wonolancet in the town of Tamworth, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 19, A joint resolution for improvement of certain road in the town of Northumberland, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 12, A joint resolution for the improvement of the

Province road in Gilmanton, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 67, A joint resolution for the improvement of the road in Nottingham from the Raymond line to Nottingham Center, connecting with the road from Northwood to Lee, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 63, A joint resolution for the improvement of the North River road so-called, leading from Epping to Lee and Durham, in the town of Epping, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate has voted to concur with the House of Representatives in the passage of the following concurrent resolution:

*Resolved*, by the House of Representatives, the Senate concurring, that Honorable Ashton Dovell, Chairman of the Virginia Sesqui-Centennial Commission, be invited to appear before the Honorable Senate and the House of Representatives on Tuesday February 17, at twelve o'clock noon, for an address upon the subject of the sesqui-centennial of the surrender of Lord Cornwallis at Yorktown; and that the Senate and the House of Representatives meet in joint

convention at that time for the purpose of hearing such address.

The message further announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following house bill, in the adoption of which amendment the Senate asked the concurrence of the House of Representatives:

House Bill No. 60, An act in amendment of the charter of Margaret Pillsbury General Hospital.

Amend section 1 of said bill by striking out, in the second and third lines, the words "as amended by Sections 22, 23, and 24 of Chapter 60 of the Public Laws."

On motion of Mr. Baker of Concord the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

The message also announced that the Senate had passed the following entitled bills, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 8, An act amending Chapter 324 of the Public Laws, relating to Sheriffs.

Senate Bill No. 13, An act in amendment of Section 17 of Chapter 241, of the Laws of 1893, as amended by Chapter 316 of the Laws of 1917, and Chapter 271 of the Laws of 1921, relating to the city of Laconia.

Senate Bill No. 49, An act relating to sewers in the town of New London.

#### SENATE BILLS READ AND REFERRED

Senate Bill No. 8, An act amending chapter 324 of the Public Laws relating to Sheriffs.

Read a first and second time and referred to the Committee on Revision of the Statutes.

Senate Bill No. 13, An act in amendment of Section 17 of Chapter 241, of the Laws of 1893, as amended by Chapter 316 of the Laws of 1917 and Chapter 271 of the Laws of 1921 relating to the city of Laconia.

Read a first and second time.

On motion of Mr. Merrill of Laconia the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Laconia.

Senate Bill No. 49, An act relating to sewers in the town of New London.

Read a first and second time.

On motion of Mr. Lamson of New London the rules were suspended, the reference of the bill to a committee dispensed with and the bill made in order for a third reading and passage at the present time.

The third reading having commenced on motion of Mr. Small of Rochester the further reading was dispensed with. The bill was then passed and sent to the Secretary of State to be engrossed.

At 11:35 o'clock the House took a recess for 10 minutes.  
(After recess)

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills:

House Bill No. 1 (In new draft), An act relating to state aided highways and increasing the apportionment therefor.

House Bill No. 2, An act increasing the apportionment for state maintenance of town highways.

House Bill No. 3, An act relating to the expenditure of funds of the highway department.

House Bill No. 18, An act regarding the powers and duties of the Trustees of trust funds of the city of Concord.

House Bill No. 152, An act relating to voting by members and stockholders of co-operative associations.

House Bill No. 205, An act amending the charter of the city of Concord.



## JOINT CONVENTION

The Honorable Senate then came in and the two branches being in convention were addressed by Hon. Ashton Dovell, chairman of the Virginia Sesqui-Centennial Commission.

At the conclusion of the address on motion of Mr. Baker of Concord the convention rose.

On motion of Mr. Lee of Concord at 12:05 o'clock the House adjourned.

## AFTERNOON

The House met at 3 o'clock.

## THIRD READINGS

On motion of Mr. Price of Lisbon the rules were suspended and the third readings of bills by their titles made in order.

House Bill No. 217, An act relating to registering of trade-names.

House Bill No. 203, An act relating to motor boats.

Severally read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Pray of Portsmouth at 3:05 o'clock the House adjourned.

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## WEDNESDAY, FEBRUARY 18, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

## LEAVE OF ABSENCE

Miss Myler of Berlin was granted leave of absence for the week on account of illness in her family.

## COMMITTEE REPORTS

Mr. Frazer of Monroe for the Committee on Agriculture to whom was referred House Bill No. 256, An act regulating the grading and packing of apples, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Frazer of Monroe for the Committee on Agriculture to whom was referred House Bill No. 222, An act relative to the indemnity on tuberculous cattle, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 136, An act relative to maintenance of trunk line and state aided highways by municipalities, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations, to whom was referred House Bill No. 137, An act relating to the construction of highway bridges, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 196, An act affirming the acceptance of the federal vocational rehabilitation act and appropriating money to make the sum available, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 2 of said bill by striking out the words and figures in lines 5 and 6 "five thousand dollars (\$5,000.00)" and inserting in place thereof the words and figures: two thousand dollars (\$2,000.00) so that said section as amended shall read as follows:

2. *Appropriation.* There is hereby appropriated for the purpose of vocational rehabilitation of persons disabled in industry or otherwise, the sum of two thousand dollars (\$2,000.00), the same to be immediately available and to be expended by the State Board of Education under the di-

rection of the Governor and Council, to the extent that an equal sum may be made available by the Federal government for the same purpose.

The report was accepted.

The question being on the amendment.

(Discussion ensued)

On a *viva voce* vote the amendment was adopted.

The bill was then ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 26, A joint resolution in favor of Boyd E. Mercer, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 140, An act relative to taking black bass, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 183, An act relating to the taking of quail, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass,

Amend Section 1 of House Bill No. 183 by adding after sub-section 8-a the following new section: 8-b. ———, *Limit*. A person may take no more than five quail in one day. So that said section as amended shall read as follows:

1. *Open Season for Quail*. Amend chapter 199 of the Public Laws by adding after section 8 the following new section: 8-a. *Quail*. Quail may be taken and possessed from October fifteenth to November fifteenth. 8-b. ———, *Limit*. A person may take no more than five quail in one day.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 232, An act relating to the taking of smelt, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Kelley of Concord for the Committee on Public Health to whom was referred House Bill No. 111, An act relating to beverages, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 259, An act relating to village district meetings, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 22, A joint resolution for the improvement of the road on the west side and north end of Newfound lake in the town of Hebron, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 23, A joint resolution for the improvement of the main road leading east from Hudson bridge to Windham town line in the town of Hudson, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 31, A joint resolution for the improve-

ment of the West Ossipee road in the town of Madison, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 39, A joint resolution for the improvement of the road in Freedom village and Effingham to West Ossipee, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Wilson of Manchester for the Committee on Rules, reported the following entitled Bill, House Bill No. 293, An act relating to the deposit of town funds, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules, reported the following entitled Bill, House Bill No. 294, An act relating to the sale of spirituous and intoxicating liquors, with the recommendation that the bill be referred to the Committee on Liquor Laws.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Liquor Laws.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled Bill, House Bill No. 295, An act designating a certain highway in the town of Barnstead for state aid improvement, with the recommendation that the bill be referred to the Committee on Roads, Bridges and Canals.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Roads, Bridges and Canals.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled Bill, House Bill No. 296, An act amending chapter 59 of the Public Laws, known as the "Municipal Bonds Statute," with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled Bill, House Bill No. 297, An act relating to the issue of bonds or notes for water or sewer purposes by the town of Gorham, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules, reported the following Joint Resolution, House Joint Resolution No. 98, A joint resolution for the improvement of the highway in the towns of Stark and Dummer, with the recommendation that the joint resolution be referred to the Committee on Roads, Bridges and Canals.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Roads, Bridges and Canals.

Mr. Wilson of Manchester for the Committee on Rules, reported the following joint resolution, House Joint Resolution No. 99, A joint resolution providing for a memorial tablet in the State House for Vice President Henry Wilson, with the recommendation that the joint resolution be referred to the Committee on Judiciary.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules, reported the following joint resolution, House Joint Resolution No. 100, A joint resolution relating to payment of bonus in recognition of war service of residents of New



Hampshire, with the recommendation that the joint resolution be referred to the Committee on Military Affairs.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Military Affairs.

Mr. Ahern of Concord for the Committee on Forestry to whom was referred House Bill No. 213, An act relating to white pine blister, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hutchins of Stratford for the Committee on Judiciary to whom was referred House Bill No. 156, An act providing for the transmission of primary and election ballots to the Secretary of State, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Brown of Northumberland for the Committee on Judiciary to whom was referred House Bill No. 231, An act requiring the recording of maps of sub-divisions of land into lots for the purpose of sale, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Kelley of Concord for the Committee on Public Health to whom was referred House Bill No. 85, An act prohibiting dumping of bulky articles in certain places, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Kelley of Concord for the Committee on Public Health to whom was referred House Bill No. 130, An act

relative to tourists camps, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollingsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 135, An act relating to attorneys and counselors, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 11, A joint resolution for the improvement of a road in the towns of Milton, Middleton and New Durham, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 13, A joint resolution for the improvement of the road leading from the Dorchester town house to the Groton line, in the town of Dorchester, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 15, A joint resolution for the improvement of the road leading from the Dorchester town line to the village of Canaan, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 35, A joint resolution for the improvement of the road leading from the village of Lyme Center to the Dorchester line, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 45, A joint resolution for the improvement of the main road in the city of Rochester leading from Barrington depot to Rochester by way of Gonic, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Johnson of Antrim for the Committee on Labor to whom was referred House Bill No. 166, An act relating to hours of labor, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of The Committee on Labor to whom was referred House Bill No. 166, An act relating to hours of labor being unable to agree with the majority, reported the same with the recommendation that the bill ought to pass.

D. M. WELCH  
P. J. CREIGHTON  
JONATHAN WALKER  
WILLIAM COGAN  
DANIEL J. CLEAR  
C. H. TWOMBLY

Mr. Hammond of Manchester moved that the report of the minority be substituted for the report of the majority.

The question being in the motion to substitute.

(Discussion ensued)

Mr. Price of Lisbon moved the previous question.

The question being,

Shall the main question now be put?

On a *vive voce* vote the previous question was ordered.

The question being,

Shall the report of the minority that the bill ought to pass be substituted for the report of the majority that it is inexpedient to legislate?

Mr. McGreal of Somersworth demanded the yeas and nays and the roll was called with the following result:

YEAS, 154

*Rockingham County:* Griffin of Auburn, Cheney, Jones of Fremont, Herlihy, Filion, Grandmaison, Walker, Hodgdon of Portsmouth, Ward 1, Philbrick, Pray, Yeaton of Portsmouth, Cogan, Rose, Whittier.

*Strafford County:* Gouin, Martin, Keefe, Durnin, Twombly, Lacasse, Small, Doe of Rollinsford, Cote of Somersworth, Doe of Somersworth, Gagne, Houle, McGreal, McGuinness.

*Belknap County:* Friend, Hammond of Gilford, Schultz, Edgerly of Laconia, Guay, Gile, Sanborn of Tilton.

*Carroll County:* Donahue, Berry, Lawless, Edgerly of Tuftonboro.

*Merrimack County:* Desmarais, Welch, Hirtle, Hardy, Veroneau of Concord, Baker of Concord, Dame, Kelley of Concord, Matson, Lee, Ahern, Coates, Wells of Danbury, Ferron, Prince, Hebert, Catlin, Woodeson, Powers, Caveney, Saltmarsh, Veroneau of Pembroke, Langley.

*Hillsborough County:* Boynton, Glading, Hammond of Manchester, Boisvert of Manchester, Ward 3, Castles, Dwyer, Sheehan, Kelley of Manchester, Lamb of Manchester, Ward 4, Carroll, Clancy, Creighton, Eagan, Griffin of Manchester, Hogan of Manchester, Jennings of Manchester, Ward 5, Mahoney, O'Brien, Trinity, Boisclair, Carr, Conway, Currier of Manchester, Stanley, Sullivan,

Foley, Healey of Manchester, Ward 7, Horan, McQueeney, O'Malley, Ryan, Burke, Chevrette, Cote of Manchester, Duda, Healy of Manchester, Ward 8, Langton, Foster of Manchester, Lambe of Manchester, Ward 9, McBride, Getz, Leclerc, Barry of Manchester, Clear, Jennings of Manchester, Ward 11, O'Leary, Roukey, Drouin, Boisvert of Manchester, Ward 13, Guimond, Proulx, Remillard, Woods, Reed of Nashua, Boilard, Letendre of Nashua, Hogan of Nashua, Stevens of Nashua, Chasse, Papachristos, Hargreaves, Sweeney, Lindquist, Wills, Collins, Molloy, Rave-nelle, Bouthillier, Brodeur, Couturier, Foster of Wilton.

*Cheshire County:* Duncan, Keating, Duffy, Wellman, Baker of Roxbury.

*Sullivan County:* None.

*Grafton County:* Blandin, Webster, Brunelle, Thayer, Wells, Eastman, Colby of Wentworth.

*Coos County:* Roy, Smith of Berlin, Palmer of Berlin, Pingree, Brungot, Oleson, Gagne, Leopold of Berlin, Gagne, Marie A. of Berlin, Frye, Judd.

#### NAYS, 206

*Rockingham County:* Lake, Haynes, Bailey, Cole, Currier of Derry, Moody of Derry, Wright, Cilley, Conner, Dudley, Stevens of Exeter, Moody of Greenland, Emerson, Adams of Hampton, Bartlett of Kingston, Adams of Londonderry, Yeaton of Newcastle, Seavey, Giles, Carmichael, Prescott, Fredrickson, Adams of Portsmouth, Marden, Davis, Turner of Salem, Jewell.

*Stafford County:* Colcord, Swan, Crockett, Churchill, Layn, Jones of Dover, Whitehead, Willson of Farmington, Fernald, Knox, Chamberlain, Ricker, Meader, Emery of Rochester, Greenfield, Hayes, Durgin.

*Belknap County:* Varney, Little, Nichols, Bridges, Wiley, Merrill of Laconia, Young of Laconia, Flanders, Quimby of Laconia, Neal, Plastridge, Wallis.

*Carroll County:* Gibson, Shirley, Towle, Nickerson, Goss, Winkley, Merryfield, Evans, Sanborn of Wakefield, Clow, Thompson.

*Merrimack County:* Preston, Warriner, Trow, Shaw, Maxner, Lindgren, DuBois, Blake, Brooks, Nash, Sturtevant, Freeman, Haselton, Brown of Epsom, Young of Franklin, Sleeper, Lamson, Gilman, Hazen, Miner.

*Hillsborough County:* Wilkins, Johnson, Wilson of Bennington, Chandler of Francestown, Moore of Goffstown, Phelps, Charois, Fogg, Wilson of Hollis, Blood, Legallee, Reid of Litchfield, Wilson of Manchester, Bartlett of Manchester, Hopkins, Robbins, Story, Milnes, Carter of Merrimack, Bruce, Howison, Weston, Carter of Nashua, Murphy, Winslow, Newton, Barr, Cummings, Keenan.

*Cheshire County:* Moore of Alstead, Chickering of Chesterfield, Firmin, Wilder of Gilsum, Russell, Smith of Hinsdale, Fitzgerald, Callahan, Knowlton, Jones of Keene. Robertson, Dort, Gates, Ward of Marlborough, Ayer. Priest, Dickinson of Richmond, Dickinson of Swanzey. Clark, Chickering of Walpole, Jennison, Capron, Burbank of Winchester, Dickinson of Winchester.

*Sullivan County:* Kemp, Hamlin of Charlestown, Colby of Claremont, Dow, Fitch, Leahy, Putnam, Turner of Claremont, Warner, Whitecomb, Hudson, Barry of Newport, Reed of Newport, Rowell, Ward of Plainfield, Osborne, Reed of Unity, Fowler of Washington.

*Grafton County:* Plumer of Alexandria, Huckings, Long, Plumer of Bristol, Sanborn of Enfield, Gage, Guyer, Hunter, Marden, Briggs, Eaton, Ross, Stearns, Merrill of Lisbon, Price, Harris, Lyster, Lytle, Simpson, Perkins of Lyme, Frazer, Renfrew, Metcalf, Bell of Plymouth, Wakefield, Stewart, Merrill of Thornton, Little, Keniston.

*Coos County:* Bell of Berlin, Uhlschoeffler, Burbank of Berlin, Thompson, Chapell, Dickson, Parkhurst, Hamlin of Gorham, Morrison, Rogers, Leith, Morris, Brown of Northumberland, Marshall, Emery of Stark, Allen, Turner of Wentworth's Location, Elliott, Pratt.

Bean of Concord voting no paired with Burns of Hopkinton voting yes.

Cogswell of Henniker voting no paired with Kearns of Manchester voting yes.



Greer of Manchester voting no paired with St. Germain of Manchester voting yes.

Worthen of Manchester voting no paired with Letendre of Manchester voting yes.

And the motion to substitute did not prevail.

The question being on the resolution of the committee that it inexpedient to legislate.

On a *viva voce* vote the resolution was adopted.

#### ORDER VACATED

On motion of Mr. Barr of New Ipswich.

*Resolved*, That the Rules of the House be so far suspended that the order whereby House Joint Resolution No. 75, Joint resolution for the improvement of the main road from New Ipswich to Sharon and Peterborough in the town of New Ipswich, was referred to the Committee on Roads, Bridges and Canals, be vacated and the Resolution be referred to the Committee on Public Improvements.

#### RESOLUTION

Mr. Callahan of Keene offered the following resolution.

WHEREAS, Our Heavenly Father, the allwise ruler of the Universe has in His infinite wisdom removed from our midst an esteemed friend and member elect of the General Court, Abijah H. Barrett, Sr., of Keene.

Therefore, be it

*Resolved*, That we bow in submission to the divine will and extend our sincere sympathy to the bereaved family,

*Resolved*, That the Clerk of the House be instructed to send a copy of these resolutions to the bereaved family.

WILLIAM J. CALLAHAN  
GERTRUDE N. HOWISON  
FREDERIC E. SMALL

On a *viva voce* vote the resolution was adopted.

Mr. Murphy of Nashua offered the following resolutions:

*Resolved*, by the House of Representatives, the Senate concurring;

THAT WHEREAS, there is widespread interest and effort to assist in eliminating and preventing unemployment throughout the country; and

WHEREAS, the enactment of a national law relative to the hours of labor is believed to be a solution in part of such problem because it will tend to divide work among a greater number of people, and

WHEREAS, such a law will benefit the country and its citizens both from an economic standpoint and from a sociological standpoint;

THEREFORE, BE IT RESOLVED, That the General Court of New Hampshire respectfully and earnestly urges upon the Congress the necessity of enacting such a national law and such other legislation as will adequately provide for the effective carrying out of this recommendation; and be it further

RESOLVED, That copies of these resolutions be sent by the Secretary of State to the President of the United States, the presiding officers of both branches of Congress, to the Senators and Representatives in Congress from this state, and to the members of the congressional committees on labor.

The question being on the resolution.

(Discussion ensued)

Mr. Duncan of Jaffrey moved that the resolution be referred to the Committee on Labor.

On a *viva voce* vote the motion prevailed.

Mr. Murphy of Nashua asked for a division but subsequently withdrew his request.

Another *viva voce* vote was taken, the motion prevailed and the resolution was referred to the Committee on Labor.

On motion of Mr. Price of Lisbon, at 1:20 o'clock the House adjourned.

#### AFTERNOON.

The House met at 3 o'clock.

(Mr. Cummings of Peterborough in the Chair.)

## THIRD READINGS

On motion of Mr. Price of Lisbon, the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 111, An act relating to beverages.

House Bill No. 136, An act relative to maintenance of trunk line and state aided highways by municipalities.

House Bill No. 137, An act relating to the construction of highway bridges.

House Bill No. 140, An act relative to taking black bass.

House Bill No. 183, An act relating to the taking of quail.

House Bill No. 196, An act affirming the acceptance of the Federal Vocational Rehabilitation Act and appropriating money to make the same effective.

House Bill No. 232, An act relating to the taking of smelt.

House Bill No. 256, An act regulating the grading and packing of apples.

House Bill No. 259, An act relating to village district meetings.

House Joint Resolution No. 26, Joint resolution in favor of Boyd E. Mercer.

Severally read a third time and passed and sent to the Senate for concurrence.

## MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills:

House Bill No. 74, An act relative to penalties for violations of the Blue Sky law.

House Bill No. 107, An act in relation to the discontinuance of highways.

The message further announced the Senate had voted to adopt the amendment offered by the Committee on Engrossed Bills, to the following House Bill, in the adoption of

which amendment the Senate asked the concurrence of the House of Representatives:

House Bill No. 205, An act amending the charter of the city of Concord.

Amend said bill by striking out the figure "45" in the second line of section 2 and inserting in place thereof the figure 40.

On motion of Mr. Baker of Concord the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

The message also announced that the Senate had passed the following entitled bills, and joint resolution, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 34 (in new draft), An act providing for a personnel board for the selection of Fish and Game Wardens.

Senate Bill No. 42, An act to allow the taking of bass in Partridge lake.

Senate Joint Resolution No. 3, Joint resolution for the recodification and simplification of the Fish and Game Laws.

#### SENATE BILLS AND JOINT RESOLUTIONS READ AND REFERRED

Senate Bill No. 34 (in new draft), An act providing for a personnel board for the selection of Fish and Game Wardens.

Senate Bill No. 42, An act to allow the taking of bass in Partridge lake.

Senate Joint Resolution No. 3, Joint resolution for the recodification and simplification of the Fish and Game Laws.

Severally read a first and second times and referred to the Committee on Fisheries and Game.

#### ORDER VACATED

On motion of Mr. Emery of Stark

*Resolved*, That the order whereby House Joint Resolution

No. 98, Joint resolution for the improvement of the highway in the towns of Stark and Dummer, was referred to the Committee on Roads, Bridges and Canals be vacated and the joint resolution be referred to the Committee on Public Improvements.

On motion of Mr. Lee of Concord at 3:12 o'clock the House adjourned.

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THURSDAY, FEBRUARY 19, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

ANNOUNCEMENT BY THE GOVERNOR

His Excellency the Governor made the following announcement:

Yesterday death came to George W. Wilder as it must come to all men. We knew him, in the colloquial language of parliamentary procedure, as "the Member from Rindge." In these legislative halls, against his own interests, he fought for a more equitable distribution of the tax burden. No cause that carried a challenge to protect the weak ever failed to win his sympathy and his support. Always he worked for a greater equality of opportunity, a square deal for the other fellow, and through it all he respected the opinions of others as he did his own.

Even when his body was torn with pain his thoughts were here in the Assembly of the people.

We shall miss his brave spirit and kindly understanding. If we would pay him tribute it could only be through rising above ourselves and writing human progress into the statutes of this session.

Always he wore the red badge of courage over a warm heart.

It was he who as a student at Amherst College asked Professor Garman "If a man lived the truth as he sees the truth shall he enter the Kingdom of Heaven?" And Garman answered "He is in the Kingdom of Heaven for the Kingdom of Heaven is truth."

#### LEAVES OF ABSENCE

Messrs. Holt of Lyndeborough, Reed of Newport, Wilkins of Amherst, Perkins of Pittsfield and Reed of Unity were granted leave of absence for the day on account of important business.

Mr. Chandler of Landaff was granted leave of absence for the day on account of illness.

#### COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the Committee had examined and found correctly engrossed the following entitled house bills:

House Bill No. 60, An act in amendment of the charter of Margaret Pillsbury General Hospital.

House Bill No. 74, An act relative to penalties for violations of the Blue Sky law.

House Bill No. 107, An act in relation to the discontinuance of highways.

The report was accepted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 1, A joint resolution providing for the maintenance of the Sugar Loaf road bordering on Newfound lake in the town of Alexandria, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 2, A joint resolution for the reconstruction of the main highway



leading from the Claremont-Unity town line to Sullivan county farm in the town of Unity, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 6, A joint resolution for the improvement of the road from Ponemah station to Hollis depot, so-called, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend said resolution by striking out the words and figures "and a like sum for the year 1932" in line 2; further amend by striking out the word "are" in line 2 and substituting therefor the word is; further amend by striking out the words "for each of the two years" in line 4; further amend by striking out the word "maintenance" in line 9 and substituting therefor the word "highway"; so that said resolution as amended shall read as follows:

That the sum of three thousand dollars (\$3,000) for the year 1931 be and hereby is appropriated on condition that the town of Hollis appropriates one thousand five hundred dollars (\$1,500) for the improvement of that part of the road leading from Ponemah station to Hollis depot, so-called, which lies in the town of Hollis. Said sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner and the sums appropriated by the state shall be a charge upon the highway fund as provided by chapter 84 of the Public Laws.

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 7, A joint resolution for the reconditioning of a farm to market highway in the town of Barrington, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 8, A joint resolution for the improvement of the road leading from the village of Runney to Stinson lake in the town of Runney, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 12, A joint resolution for the improvement of the Province road in Gilmanton, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 49, A joint resolution for the permanent construction of a certain highway in the town of Weare, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 95, A joint resolution providing for a deficiency appropriation for the State Prison, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 106, An act extending the Daniel Webster highway, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 132, An act relating to clerical assistants in the State Highway department,

reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 12, An act relating to the season on brook trout, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 248, An act relating to the taking of fish, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 71, An act relating to the fishing on Big Diamond pond, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 117, An act prohibiting the sale of hares and rabbits, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by inserting the word "wild" before the word hares in line 5 so that said section as amended shall read as follows: 1. *Hare and Rabbits*. Amend section 13, chapter 198 of the Public Laws by inserting the word, not, before the word "be" in the first line and striking out all of said section after the word "sold," so that said section as amended shall read as follows: 13. *Sale Prohibited*. Wild hares and rabbits may not be bought and sold.

The report was accepted the amendment adopted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 254, An act relating to the taking of shad, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by striking out all after the third line and substituting therefor the following: 14.—, *Limit.* The taking of more than twelve shad or whitefish in one day from the waters of Winnepesaukee lake is prohibited between the first day of January and the fifteenth of June, and the taking of more than six such fish in the said waters is prohibited between the fifteenth day of June and the first day of October. The taking of more than six shad or whitefish in one day from the waters of Paugus lake or Winnisquam lake is prohibited; so that said section as amended shall read as follows:

1. *Winnepesaukee Lake.* 1. Amend section 14 of chapter 200 of the Public Laws by striking out all of said section and inserting in place thereof the following: 14.—, *Limit.* The taking of more than twelve shad or whitefish in one day from the waters of Winnepesaukee lake is prohibited between the first day of January and the fifteenth of June, and the taking of more than six such fish in the said waters is prohibited between the fifteenth day of June and the first day of October. The taking of more than six shad or whitefish in one day from the waters of Paugus lake or Winnisquam lake is prohibited.

The report was accepted the amendment adopted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 268, An act relating to the manner of taking deer, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 285, An act changing the name of Union lake in the town of Barrington

to Swain's pond, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Gibson of Conway for the Committee on Claims to whom was referred House Joint Resolution No. 56, A joint resolution in favor of George F. Chamberlain of St. Johnsbury, Vermont, for damages which he received on account of collision with a state highway truck, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Gibson of Conway for the Committee on Claims to whom was referred House Joint Resolution No. 40, A joint resolution in favor of John P. Heath, administrator of the estate of Albert M. Meigs, for overpayment of legacy and succession tax, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Gibson of Conway for the Committee on Claims to whom was referred House Joint Resolution No. 88, A joint resolution in favor of Edward O. Gale, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 41, A joint resolution for the improvement of a certain road in the city of Concord, having considered the same, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend House Joint Resolution No. 41 by striking out the words and figures: "eight thousand (\$8000)" in lines one and two and inserting in place thereof the words and figures:



four thousand (\$4000); Further amend by striking out the words: "forty-five hundred (\$4500)" in line four and inserting in place thereof the words and figures: two thousand two hundred and fifty (\$2250). Further amend said resolution by striking out the last paragraph and substituting therefor the following:

Said sums appropriated by the state and by the city shall be expended under the direction of the highway commissioner in accordance with the provisions of chapter 84 of the Public Laws and the sums appropriated by the state shall be a charge upon the highway funds, and if, in the opinion of the Commissioner, there are sufficient funds in said fund in the year 1931, the entire sum appropriated hereunder by the State may be expended in said year. So that said resolution as amended shall read as follows:

That the sum of four thousand (\$4000) dollars for the year 1931 and a like sum of four thousand (\$4000) dollars for the year 1932 are hereby appropriated, provided the city of Concord appropriates two thousand two hundred and fifty (\$2250) dollars for each of said years, for the construction of so much of the unimproved section as lies in the city of Concord of the road leading from the Concord-Dover highway near the intersection therewith of the highway leading through Loudon, and Belmont to Laconia, and near the O. K. garage, so-called, to Colby's Corner, so-called, on the Daniel Webster highway in the town of Pembroke.

Said sums appropriated by the state and by the city shall be expended under the direction of the Highway Commissioner in accordance with the provisions of chapter 84 of the Public Laws and the sums appropriated by the State shall be a charge upon the highway funds, and if, in the opinion of the Commissioner, there are sufficient funds in said fund in the year 1931, the entire sum appropriated hereunder by the State may be expended in said year.

The report was accepted, the amendment adopted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Im-



provements to whom was referred House Joint Resolution No. 47, A joint resolution relative to permanent improvement of the road in Meredith leading from New Hampton line to Meredith, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 70, A joint resolution for the improvement of the Meredith Neck road, so-called, in the town of Meredith, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend House Joint Resolution No. 70, by striking out the words and figures: "seven thousand (\$7000)" in line one and inserting in place thereof the words and figures: one thousand (\$1000). Further amend by striking out the words and figures: "three thousand (\$3000)" in line four and inserting in place thereof the words and figures: one thousand (\$1000). Further amend by striking out the last paragraph of said resolution and substituting therefor the following:

Said sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner in accordance with the provisions of chapter 84 of the Public Laws and the sums appropriated by the state shall be a charge upon the highway funds, and if, in the opinion of the Commissioner, there are sufficient funds in said fund in the year 1931, the entire sum appropriated hereunder by the State may be expended in said year. So that said resolution as amended shall read as follows:

That the sum of one thousand (\$1000.) dollars for the year 1931, and a like sum for the year 1932, be and hereby are appropriate on condition that the town of Meredith appropriates one thousand (\$1000.) dollars for each of said years, for the construction of the unimproved section of the

road known as "Meredith Neck road" in the town of Meredith.

Said sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner in accordance with the provisions of chapter 84 of the Public Laws and the sums appropriated by the state shall be a charge upon the highway funds, and if, in the opinion of the Commissioner, there are sufficient funds in said fund in the year 1931, the entire sum appropriated hereunder by the State may be expended in said year.

The report was accepted, the amendment adopted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Bill No. 138, An act relative to widening and deepening Mohawk river in the town of Colebrook, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out all of section 4 and renumbering section 5, section 4.

The report was accepted, the amendment adopted and the bill referred to the Committee on Appropriations under the rules.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 58, A joint resolution for the permanent improvement of the main highway known as Derry road, leading from the Haverhill road to the Danville line in the town of Kingston, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 79, A joint resolution for the permanent improvement of the main highway known as Derry road leading from the Danville church to the Kingston line in the

town of Danville, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 42, A joint resolution for the improvement of a certain road in the town of Pembroke, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend House Joint Resolution No. 42 by striking out the words and figures: "nine thousand (\$9000)" in lines one and two and inserting in place thereof the words and figures: four thousand five hundred (\$4500); Further amend by striking out the words and figures: "twenty-five hundred (\$2500)" in line four and inserting in place thereof the words and figures: one thousand two hundred and fifty (\$1250). Further amend said resolution by striking out the last paragraph and substituting therefor the following:

Said sums appropriated by the state and by the town shall be expended under the direction of the Highway Commissioner in accordance with the provisions of Chapter 84 of the Public Laws and the sums appropriated by the State shall be a charge upon the highway funds, and if, in the opinion of the Commissioner, there are sufficient funds in said fund in the year 1931, the entire sum appropriated hereunder by the State may be expended in said year. So that said resolution as amended shall read as follows:

That the sum of four thousand five hundred (\$4500) dollars for the year 1931 and a like sum of four thousand five hundred (\$4500) dollars for the year 1932 are hereby appropriated, provided the town of Pembroke appropriated one thousand two hundred and fifty (\$1250) dollars for each of said years, for the construction of so much of the unimproved section as lies in the town of Pembroke of the road leading from Colby's Corner, so-called, on the Daniel Webster highway in said town to the Concord-Dover highway near the intersection therewith of the highway

leading through Loudon and Belmont to Laconia, and near the O. K. garage, so-called.

Said sums appropriated by the State and by the town shall be expended under the direction of the Highway Commissioner in accordance with the provisions of Chapter 84 of the Public Laws and the sums appropriated by the State shall be a charge upon the highway funds, and if, in the opinion of the Commissioner, there are sufficient funds in said fund in the year 1931, the entire sum appropriated hereunder by the State may be expended in said year.

The report was accepted, the amendment adopted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 298, An act relating to municipal water-works, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 299, An act relating to the suppression of gypsy and brown-tail moths, with the recommendation that the bill be referred to the Committee on Agriculture.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Agriculture.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 300, An act relating to institutional exemptions, with the recommendation that the bill be referred to the Committee on Ways and Means.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Ways and Means.

Mr. Wilson of Manchester for the Committee on Rules

reported the following entitled bill, House Bill No. 301, An act relating to aid furnished soldiers, sailors and their minor children, with the recommendation that the bill be referred to the Committee of Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled Bill, House Bill No. 302, An act in relation to the duties of the attendance officer in the school district of Nashua with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted and the bill read a first and second time.

On motion of Mr. Carter of Nashua the rules were suspended, the printing of the bill and its reference to a committee dispensed with and the bill made in order for a third reading and passage at the present time.

The third reading having commenced on motion of Mr. Small of Rochester the further reading of the bill was dispensed with.

The bill was then passed and sent to the Senate for concurrence.

Mr. Wilson of Manchester for the Committee on Rules reported the following Joint Resolution, House Joint Resolution No. 101, A joint resolution in favor of the New Hampshire Soldiers' Home, with the recommendation that the Joint Resolution be referred to the committee on Soldiers' Home.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Soldiers' Home.

Mr. Wilson of Manchester for the committee on Rules reported the following Joint Resolution, House Joint Resolution No. 102, A joint resolution to provide for printing the report of Samuel H. Mildram upon the various electric public utilities operating in the state, with the rec-



ommendation that the joint resolution be referred to the Committee on Appropriations.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Bill No. 208, An act designating the road from Rochester to the Daniel Webster highway as the Henry Wilson highway, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 129, An act prohibiting the sale of deer and hare and rabbits, as food, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Bill No. 118, An act to extend the trunk line leading from Laconia through Belmont and Loudon to Concord, reported the same with the following Resolution:

*Resolved*, That it is inexpedient to legislate, the subject matter being covered by House Joint Resolutions No. 41 and No. 42.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Bill No. 273, An act designating the highway known as route sixteen as the Levi Woodbury highway, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate

The report was accepted and the resolution of the committee adopted.



Mr. Lamson of New London for the Committee on Roads, Bridges and Canals, to whom was referred House Joint Resolution No. 57, A joint resolution for the improvement of the road in Raymond from the Portsmouth and Keene trunk line to the Nottingham line reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 64, A joint resolution for the improvement of Beede Hill road in the town of Fremont reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions:

House Bill No. 108, An act to name a continuous route around Lake Winnepesaukee "Winnepesaukee road."

House Bill No. 218, An act to authorize the State Highway Department to change the channel of the Ammonoosuc river in the town of Carroll.

House Joint Resolution No. 76, Joint resolution in favor of the New Hampshire Veterans' Association.

House Joint Resolution No. 77, Joint resolution in favor of the New Hampshire Sanatorium.

The message also announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asked the concurrence of the House of Representatives:

House Bill No. 151, An act to amend the charter of the First Baptist Society in the town of Hudson.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Amount of Property Authorized.* The charter of the First Baptist Society in Hudson, approved June 19, 1811, under the name of the First Baptist Society in Nottingham West as amended by Chapter 190 of the Laws of 1891, is hereby amended to provide that said society may hold real and personal estate to the amount of twenty-five thousand dollars.

2. *Acts Confirmed.* All acts performed by said society under the name of the First Baptist Society in Hudson, which would have been legal for said society under the name of its incorporation, are hereby ratified and confirmed and the name of said society shall hereafter be the First Baptist Society in Hudson.

3. *Takes Effect.* This act shall take effect upon its passage.

On motion of Mr. Duncan of Jaffrey the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

#### ORDER REVOKED

On motion of Mr. Small of Rochester the vote whereby the clerk was directed to print in the journal the address delivered before the House on February 11, by Mr. Adams of Portsmouth was rescinded and the clerk authorized to procure 1000 copies of the elaborated address in pamphlet form.

#### RESOLUTIONS

On motion of Mr. Duncan of Jaffrey,

WHEREAS, this House has learned with the deepest sorrow of the death of George W. Wilder, a member of this House, from Rindge, and a member of the Legislature of 1929; therefore, be it

*Resolved*, That the Speaker appoint a committee of three to prepare suitable resolutions on the death of our fellow member; and that when the House adjourns today it be in memory of George W. Wilder.

The Speaker appointed as members of such committee Messrs. Duncan of Jaffrey, Henderson of Durham and Dickinson of Swanzey.

On motion of Mr. Lee of Concord,

*Resolved*, That when the House adjourns this morning, it will be to meet tomorrow morning at 9:00, and when the House adjourns tomorrow morning it adjourn to meet on Monday evening at 7:30 o'clock.

On motion of Mr. Small of Rochester business in order at three o'clock was made in order at the present time.

#### THIRD READINGS

On motion of Mr. Small of Rochester the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 12, An act relating to the season of brook trout.

House Bill No. 71, An act relating to ice fishing on Big Diamond pond.

House Bill No. 106, An act extending the Daniel Webster Highway.

House Bill No. 117, An act prohibiting the sale of hares and rabbits.

House Bill No. 132, An act relating to clerical assistants in the state highway department.

House Bill No. 248, An act relating to the taking of fish.

House Bill No. 254, An act relating to the taking of shad.

House Bill No. 268, An act relating to the manner of taking deer.

House Bill No. 285, An act changing the name of Union lake in the town of Barrington to Swain's pond.

House Joint Resolution No. 1, Joint resolution providing for the maintenance of the Sugar Loaf road bordering on Newfound lake in the town of Alexandria.

House Joint Resolution No. 2, Joint resolution for the reconstruction of the main highway leading from the Claremont-Unity town line to Sullivan County farm in the town of Unity.

House Joint Resolution No. 6, Joint resolution for the improvement of the road from Ponemah station to Hollis Depot, so-called.

House Joint Resolution No. 7, Joint resolution for the reconditioning of a farm to market highway in the town of Barrington.

House Joint Resolution No. 8, Joint resolution for the improvement of the road leading from the village of Rumney to Stinson lake, in the town of Rumney.

House Joint Resolution No. 12, Joint resolution for the improvement of the Province road in Gilmanton.

House Joint Resolution No. 49, Joint resolution for the permanent construction of a certain highway in the town of Weare.

House Joint Resolution No. 95, Joint resolution providing for a deficiency appropriation for the state prison.

Severally read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Hammond of Manchester at 12:10 o'clock the House adjourned.

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FRIDAY, FEBRUARY 20, 1931.

The House met at 9 o'clock according to adjournment.

The following letter was read by the clerk,

Portsmouth, N. H., February 20, 1931.

*Mr. Frank J. Kelley,*  
*Concord, N. H.*

Dear Sir:

I shall be unable to attend the session on Friday morning. Will you kindly preside for me, and oblige.

Your respectfully,

HAROLD M. SMITH,

*Speaker.*

On motion of Mr. DuBois, of Concord, at 9:02 o'clock the House adjourned.

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MONDAY, FEBRUARY 23, 1931.

The House met at 7:30 o'clock according to adjournment.

The following letter was read by the Clerk,

*Mr. Frank L. Glading,  
Hillsboro, N. H.*

Dear Sir:

I shall be unable to attend the session on Monday evening. Will you kindly preside for me, and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. Kelley of Concord, N. H., at 7:31 o'clock the House adjourned.

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TUESDAY, FEBRUARY 24, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

#### LEAVES OF ABSENCE

Messrs. Willett of Manchester, Quimby of Laconia and Hazen of Sutton were granted leave of absence for the week on account of illness.

Mr. Dame of Concord was granted leave of absence for Wednesday and Thursday on account of a death in his family.

Mr. Miner of Warner was granted leave of absence for Wednesday on account of important business.

Mr. Jones of Fremont was granted leave of absence for the week on account of important business.

#### PETITIONS PRESENTED AND REFERRED

By Mrs. Brungot of Berlin. Petition of citizens of Berlin protesting against the passage of House Bill No. 235, An act relative to the city of Berlin.

By Mr. Burbank of Berlin. Petition of citizens of Berlin protesting against the passage of House Bill No. 235, An act relative to the city of Berlin.

Severally presented and referred to the Committee on Judiciary.

By Mr. Dickson of Colebrook. Petition of citizens of Colebrook and West Stewartstown protesting against the passage of House Bill No. 45, An act to establish daylight saving time in the state of New Hampshire.

Presented and referred to the Committee on Revision of the Statutes.

#### COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the Committee had examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 49, An act relating to sewers in the town of New London.

House Bill No. 108, An act to name a continuous route around Lake Winnepesaukee as Winnepesaukee road.

House Bill No. 205, An act amending the charter of the city of Concord.

House Bill No. 218, An act to authorize the state highway department to change the channel of the Ammonoosuc river in the town of Carroll.

House Joint Resolution No. 77, joint resolution in favor of the New Hampshire State Sanatorium.

House Bill No. 24, An act relative to discharge from national guard.

House Bill No. 30, An act in relation to the distribution of railroad taxes.

House Bill No. 89, An act relative to statements of county commissioners to the convention.

House Bill No. 133, An act relating to the biennial report of the highway commissioner.

House Bill No. 151, An act to amend the charter of the First Baptist Society in the town of Hudson.



House Bill No. 162, An act relating to municipal courts. The report was accepted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 27, A joint resolution for the completion of the main road leading from Tamworth village to Wonolancet in the town of Tamworth, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 31, A joint resolution for the improvement of the West Ossipee road in the town of Madison, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 19, A joint resolution for improvement of certain road in the town of Northumberland, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend the joint resolution by striking out in lines 7 and 8 the words and figures "fifteen hundred dollars (\$1500)" and inserting in place thereof the following: two thousand dollars (\$2000). Further amend by striking out all after the word "the" where it occurs the second time in the next to the last line and insert in place thereof the words: highway funds, so that said joint resolution as amended shall read:

That the sum of two thousand dollars (\$2000) be and hereby is appropriated for the year 1931, and a like sum for the year 1932, for the improvement of the road in the town of Northumberland leading from the Daffodil Tea Room southerly on the old county road, so called, to a point near the home of George Craggy, to the trunk line near Groveton; provided the town of Northumberland shall raise and appropriate the sum of two thousand dollars (\$2000)

for each of said years for the same purpose. Said sums appropriated by the state and by the town shall be expended under the direction of the Highway Commissioner and the sums appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

The Committee on Appropriations to whom was referred House Joint Resolution No. 36, A joint resolution for the improvement of the road leading from North Sandwich by way of Whiteface school house to Wonolancet to connect with the Chinook trail, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 8, An act relative to the taking of brook trout from Beaver pond in Woodstock, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

The Committee on Fisheries and Game to whom was referred House Bill No. 93, An act in relation to the taking of horned pout or bull head, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 158, An act to limit the catch of brook trout in Robartwood lake in the town of Campton and to change the open season for the taking of horned pout from said lake, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Emery of Rochester for the Committee on Judiciary to whom was referred House Bill No. 209, An act increasing the debt limit of the school district of Bethlehem, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted and the bill in its new draft read a first and second time.

On motion of Mr. Duncan of Jaffrey the rules were suspended and the printing of the bill dispensed with.

On motion of the same gentleman the rules were further suspended and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. McGreal of Somersworth for the Committee on Judiciary to whom was referred House Bill No. 171, An act authorizing towns to appropriate money to purchase compensation and liability insurance, reported the same in a new draft and with a new title, with the recommendation that the bill in its new draft and with its new title ought to pass.

The report was accepted, the bill read a first and second time, and laid upon the table to be printed.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 303, An act to extend the aid for dependent mothers and children, with the recommendation that the bill be referred to the Committee on Revision of the Statutes.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of the Statutes.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 304, An act in relation to public baths and swimming pools, with the recommendation that the bill be referred to the Committee on Public Health.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Public Health.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 305, An act relating to carrying, sale and rental of certain firearms, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 306, An act to authorize the State Highway Department to dredge the stream bed of the Peabody river in Gorham, with the recommendation that the bill be referred to Committee on Public Improvements.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 103, A joint resolution for the permanent construction of a certain highway in the town of Jefferson, with the recommendation that the joint resolution be referred to the Committee on Public Improvements.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 104, A joint resolution in favor of Walter Fisher, with the recommendations that the joint resolution be referred to the Committee on Claims.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Claims.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 222, An act relative to the indemnity on tuberculous cattle, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Leahy of Claremont for the Committee on Judiciary to whom was referred House Bill No. 239, An act relating to the manner of conducting elections, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 204, An act relative to licenses for hotels and public lodging houses, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 21, A joint resolution for the improvement of the Gilmanton road leading from Alton to Gilmanton line, in the town of Alton, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 82, A joint resolution for the improvement of certain highways in the town of New Boston, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for Committee on Public Improvements to whom was referred House Joint Resolution No. 34, A joint resolution for completing the construction and improvement of the state aid road in New Hampton as established under Chapter 128, Laws of 1927, reported the same



with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 20, A joint resolution for the improvement of the Wolfeboro road, so-called, in the town of Alton, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 55, A joint resolution for the improvement of the stage road leading from Nottingham line to Newmarket line in the town of Lee, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills, sent up from the House of Representatives:

House Bill No. 24, An act relative to discharge from national guard.

House Bill No. 30, An act in relation to the distribution of railroad taxes.

House Bill No. 89, An act relative to statements of County Commissioners to the convention.

House Bill No. 133, An act relating to the biennial report of the highway commissioner.

House Bill No. 162, An act relating to municipal courts.

The message further announced that the Senate has voted to adopt the amendments offered by the Committee on En-



grossed Bills, to the following House Joint Resolution, in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

House Joint Resolution No. 76, Joint resolution in favor of the New Hampshire Veterans Association.

Amend said resolution by inserting after the word "organizations" in the eleventh line the words, "now in existence, situated thereon. Said appropriation," and by striking out the word "to" in the twelfth line and inserting the word, "shall," so that said resolution as amended shall read as follows:

That the sum of twenty-five hundred dollars be and hereby is appropriated for the fiscal year ending June 30, 1932, and the same amount for the fiscal year ending June 30, 1933, for the purpose of paying for the upkeep and maintenance of the grounds of the New Hampshire Veterans' Association at the Weirs, and for necessary repairs on any buildings owned by the said association or controlled by any regimental Civil War organizations now in existence, situated thereon. Said appropriation for each of the fiscal years named above shall be expended by a suitable agent to be appointed by the Governor and Council, and the Governor is authorized to draw his warrant for the payment of said sums out of any money in the treasury not otherwise appropriated.

The reading of the amendment having commenced on motion of Mr. Small of Rochester the further reading of the amendment was dispensed with.

On motion of Mr. Dickinson of Swanzey, the House concurred in the amendment sent down from the Honorable Senate.

The Joint Resolution was then sent to the Secretary of State to be engrossed.

The message also announced that the Senate had passed the following entitled bills, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 21, An act relating to the employment of aliens by the State.

Senate Bill No. 37, An act establishing County Commissioner districts in the county of Coos.

Senate Bill No. 45, An act relating to fines for cruelty to animals.

#### SENATE BILLS READ AND REFERRED

Senate Bill No. 21, An act relating to the employment of aliens by the state.

Senate Bill No. 37, An act establishing County Commissioner districts in the county of Coos.

Senate Bill No. 45, An act relating to fines for cruelty to animals.

Severally read a first and second time and referred to the Committee on Judiciary.

Mr. Quimby of Cornish having qualified before His Excellency the Governor appeared and took his seat as a member of the House.

On motion of Mr. Carter of Nashua at 11:43 o'clock the House adjourned.

#### AFTERNOON

The House met at 3 o'clock.

#### THIRD READINGS

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 8, An act relative to the taking of brook trout from Beaver pond in Woodstock.

House Bill No. 93, An act in relation to the taking of horned pout or bull head.

House Bill No. 158, An act to limit the catch of brook trout in Robartwood lake in the town of Campton and to change the open season for the taking of horned pout from said lake.

House Joint Resolution No. 19, Joint resolution for improvement of certain road in the town of Northumberland.

House Joint Resolution No. 27, Joint resolution for the completion of the main road leading from Tamworth village to Wonolancet in the town of Tamworth.

House Joint Resolution No. 31, Joint resolution for the improvement of the West Ossipee road in the town of Madison.

Severally read a third time and passed and sent to the Senate for concurrence.

#### RESOLUTION

On motion of Mr. Bean of Concord,

*Resolved*, That the Clerk be instructed to have printed the usual number of copies of Senate Bill No. 34, in new draft, An act providing for a personnel board for the selection of Fish and Game Wardens.

On motion of Mr. Foster of Wilton at 3:12 o'clock the House adjourned.

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WEDNESDAY, FEBRUARY 25, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

#### LEAVES OF ABSENCE

Messrs. Emery of Stark and Henderson of Durham were granted leave of absence for the week on account of illness.

Messrs. Wells of Danbury and Weston of Milford were granted leave of absence for the day on account of important business.

#### COMMITTEE REPORTS

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 23, A joint resolution for the improvement of the main road leading east from Hudson bridge to Windham town line in the town of Hudson, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropria-

tions to whom was referred House Joint Resolution No. 40, A joint resolution in favor of John P. Heath, administrator of the estate of Albert M. Meigs, for over payment of legacy and succession tax, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 102, A joint resolution to provide for printing the report of Samuel H. Mildram upon the various electric public utilities operating in the state, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 138, An act relative to widening and deepening Mohawk river in the town of Colebrook, reported the same with the following resolution:

*Resolved*, That the bill be referred to the Committee on Judiciary.

The report was accepted, the resolution of the committee adopted and the bill referred to the Committee on Judiciary.

Mr. Gibson of Conway for the Committee on Claims to whom was referred House Joint Resolution No. 48, A joint resolution in favor of Perry T. Hastings, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out the word "six" in line 1 and inserting in place thereof the word, "five" so that said resolution as amended shall read as follows: That the sum of five hundred dollars be allowed and paid to Perry T. Hastings of Haverhill for damages to his woodlot in said Haverhill, on April 20, 1927, due to fire caused by operations of the state highway department and said sum shall be a charge upon the highway funds.

The report was accepted, the amendment adopted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 286, An act limiting the taking of raccoon, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

On motion of Mr. Bean of Concord the bill was recommitted to the Committee on Fisheries and Game.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 86, An act relating to the taking of pickerel, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend title of said bill by striking out all after the word "pickerel" so that said title shall read as follows: "relating to the taking of pickerel."

Amend section 1 by inserting at the beginning thereof the following: "1. Amend section 11 of chapter 200 of the Public Laws by striking out the whole of said section and inserting in place thereof a new section 11, which shall read as follows:" further amend said section by inserting after the word "Alexandria" the words: "Highland lake, Elbow pond and Bradley pond in Andover, Spofford lake in Chesterfield:" further amend said section by inserting after the word "river" in line 11 the words: "from the Cheshire mill pond outlet in Jaffrey to the Merrimack river:" further amend said section by striking out in line 3 of paragraph II the words "and Spofford" so that said section 1 shall read as follows:

1. Amend section 11 of chapter 200 of the Public Laws by striking out the whole of said section, and inserting in place thereof a new section 11 which shall read as follows: 11. Pickerel. Pickerel of any size and in any quantity may be taken and possessed at any time, from Sunapee lake, Crystal lake in Enfield, Tewksbury pond in Grafton, Elbow pond in Woodstock, Partridge lake in Lyman and Littleton, Pearl lake in Lisbon, Ogontz lake, Dodge pond, Round pond

and Flag pond in Lyman, Ellsworth pond in Ellsworth, Merrymeeting lake in New Durham, Scobie's pond in Derry and Londonderry, Big Dan Hole pond in Ossipee and Tuf-tonboro, Mason pond in Orford, Rocky pond in Wentworth, Armington pond and Lake Tarleton in Piermont, Newfound lake in the towns of Hebron, Bridgewater, Bristol and Alexandria, Highland lake, Elbow pond and Bradley pond in Andover, Spofford lake in Chesterfield, Spectacle pond in Groton and Hebron, and in the Contoocook river from the Cheshire mill pond outlet in Jaffrey to the Merrimack river, all waters of Coos County and all other streams in the state inhabited by trout, except Merrimack river, Powwow river, Winnepesaukee river, and Pemigewasset river. II. Pickerel not less than twelve inches in length may be taken from Lakes Winnepesaukee, Massabesic, Winnisquam, Asquam, Wentworth and the Connecticut river in Cheshire, Sullivan and Grafton counties, from June first to April first. In the Merrimack river, Powwow river, Winnepesaukee river, Pemigewasset river and all other waters not before mentioned in this section, pickerel not less than twelve inches in length may be taken and possessed from June first to January sixteenth; further amend said bill by striking out all after the word "sixteenth" in line 8; further amend by adding a new section to be numbered 2 which shall read as follows: "2. *Takes Effect.* This act shall take effect upon its passage."

The report was accepted.

The reading of the amendments having commenced, on motion of Mr. Pingree of Berlin the further reading was dispensed with.

The amendments were adopted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 289, An act to close to fishing all tributaries of the Dead Diamond and Swift Diamond rivers located in Second Dartmouth College Grant, reported the same with the recommendation that the bill ought to pass.



The report was accepted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 290, An act to close certain brooks in the towns of Errol and Dummer, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Keefe of Dover for the Committee on Judiciary to whom was referred House Bill No. 59, An act relative to the adjustment by compromise of legacy and succession taxes, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Hutchins of Stratford for the Committee on Judiciary to whom was referred House Bill No. 120, An act relative to the penalty for incest, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 22, A joint resolution for the improvement of the road on the west side and north end of Newfound lake in the town of Hebron, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out the words "maintenance fund as provided by chapter 84 of the Public Laws" and inserting in place thereof the words, "highway funds," so that said resolution as amended shall read: That the sum of twenty-five hundred dollars (\$2500.00) for the year 1931 and a like sum for the year 1932 be and hereby are appropriated on condition that the town of Hebron appropriates eight hundred fifty dollars (\$850.00) for each of the two years for the improvement of the road on the

west side and north end of Newfound Lake, in the town of Hebron. Said sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner and the sums appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 143, An act relating to the publication of state and provincial records, reported the same with the following amendments and the recommendation that the bill as amended ought to pass.

Amend section 4 of said bill by striking out the words "three thousand" in line 1 and inserting in place thereof the words "twenty-three hundred;" further amend said section by striking out the words "ending June 30, 1932, and a like sum for the year" in line 2; further amend said section by striking out the word "are" in line 2 and inserting in place thereof the word "is:" so that said section as amended shall read as follows: 4. *Appropriation.* The sum of twenty-three hundred dollars for the year ending June 30, 1933, is hereby appropriated for the collection, publication and distribution of the records, as authorized by section 1 hereof and the Governor is authorized to draw his warrant for the same out of any money in the treasury not otherwise appropriated.

The report was accepted, the amendments adopted and the bill ordered to a third reading.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 17, A joint resolution providing for the permanent improvement of the Tuftonborough Neck road, reported the same with the following amendments, and the recommendation that the joint resolution as amended ought to pass:

Amend House Joint Resolution No. 17 by striking out in line one the words and figures: "two thousand five hundred dollars (\$2,500)" and inserting in place thereof the words

and figures: "fifteen hundred (\$1500) dollars;" Further amend by striking out in line twelve the words: "maintenance fund as provided under chapter 84 of the Public Laws," and inserting in place thereof the words: "highway funds," so that said resolution as amended shall read as follows:

That the sum of fifteen hundred (\$1500) dollars for the year 1931 and a like sum for the year 1932 be and hereby are appropriated for the permanent construction and improvement of the Tuftonborough Neck road in the town of Tuftonborough, leading to the shore of Winnepesaukee lake from the road leading from Wolfeborough to Melvin, provided that the town of Tuftonborough shall appropriate the sum of two thousand five hundred dollars (\$2,500) for each of said two years. The sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner, and the sums appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendments adopted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Duda of Manchester for the Committee on Public Health to whom was referred House Bill No. 113, An act relating to narcoties, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Duda of Manchester for the Committee on Public Health to whom was referred House Bill No. 115, An act relating to the practice of pharmacy and the sale of drugs, reported the same in a new draft and with a new title with the recommendation that the bill in its new draft and with its new title ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Pingree of Berlin for the Committee on Public Improvements to whom was referred House Joint Resolution No. 44, A joint resolution for the reconditioning of the Dover

to Manchester highway in the town of Madbury, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out the words and figures "twenty-five hundred dollars (\$2500.00)" in line 1 and inserting in place thereof the following: "fifteen hundred dollars (\$1500.00)" so that said resolution as amended shall read as follows: That the sum of fifteen hundred dollars (\$1500.00) for the year 1931 and a like sum for the year 1932 be and hereby are appropriated on condition that the town of Madbury appropriates the sum of five hundred dollars (\$500.00) for each of the two years, to assist in reconditioning that portion of the highway leading from the state aid highway at the Demeritt place, so-called, in the town of Madbury to the Durham town line. Said sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner in accordance with the provisions of chapter 84 of the Public Laws and the sums appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendment adopted, and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 52, A joint resolution providing for the permanent improvement of the road in Wakefield leading from Wakefield Corner towards East Wakefield and Woodman, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 75, A joint resolution for the improvement of the main road from New Ipswich to Sharon and Peterborough in the town of New Ipswich, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Pingree of Berlin for the Committee on Public Improvement to whom was referred House Joint Resolution No. 83, A joint resolution for the improvement of the highway in the town of Hampstead leading from Hampstead village through Salem to Lawrence, Massachusetts, reported the same with the following amendments, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by inserting after the word "appropriated" in line 2 the words and figures: "provided that the town of Hampstead appropriates the sum of two thousand dollars (\$2,000):" further amend by striking out all after the word "Massachusetts" in line 4 and inserting in place thereof the words: "Said sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner, and the sum appropriated by the state shall be a charge upon the highway funds:" so that said resolution as amended shall read as follows: That the sum of seven thousand dollars (\$7,000) for the year 1931 be and hereby is appropriated provided that the town of Hampstead appropriates the sum of two thousand dollars (\$2,000) for the improvement of the road in the town of Hampstead leading from Hampstead village through Salem to Lawrence, Massachusetts. Said sums appropriated by the state and by the town shall be expended under the direction of the Highway Commissioner, and the sum appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendments adopted and the joint resolution referred to the Committee on Appropriations under the rules.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 147, An act to establish a probation department in the State Board of Public Welfare, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.



Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 68, A joint resolution for the completion of a farm to market highway in the town of Northwood, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out the words and figures "seventy-five hundred dollars (\$7500.00)" in line 1 and inserting in place thereof the words and figures: "five thousand dollars (\$5000.00)" so that said resolution as amended shall read as follows: That the sum of five thousand dollars (\$5000.00) be and hereby is appropriated for each of the years 1931 and 1932 to complete the construction of the highway leading from Station 874 to 34 of the Central Trunk Line road at Dow's Corner, so-called, in the town of Northwood to the Pittsfield town line, by way of the west-erly side of Jenness lake, providing the town of Northwood shall appropriate the sum of twenty-five hundred dollars (\$2500.00) for each of the two years, said sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner in accordance with the provisions of chapter 84 of the Public Laws and the sums appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendment adopted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 105, A joint resolution providing for a memorial tablet in the State House for Major General Clarence R. Edwards, with the recommendation that the joint resolution be referred to the Committee on Appropriations.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Wilson of Manchester for the Committee on Rules



reported the following joint resolution, House Joint Resolution No. 106, A joint resolution for the improvement of the North road leading from Deerfield Center to Epsom line in the town of Deerfield, with the recommendation that the joint resolution be referred to the Committee on Public Improvements.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 107, A joint resolution for the improvement of the Mammoth road in the town of Pelham, with the recommendation that the joint resolution be referred to the Committee on Public Improvements.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

On motion of Mr. Adams of Londonderry the order was vacated and the joint resolution referred to the Committee on Roads, Bridges and Canals.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 307, An act relative to the number of students at the State Normal schools, with the recommendation that the bill be referred to the Committee on Normal Schools.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Normal Schools.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 308, An act authorizing the State Board of Health to enforce, concurrently with towns, such regulations as it is empowered to make with the recommendation that the bill be referred to the Committee on Public Health.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Public Health.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 39, An act relating to the taking of pickerel, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 229, An act relating to the taking of pickerel in certain waters in the town of Andover, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dudley of Exeter for the Committee on Judiciary to whom was referred House Bill No. 233, An act to provide for the establishment of planning boards in cities and towns, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

Mr. Blandin of Bath for the Committee on Ways and Means to whom was referred House Bill No. 81, An act relating to the abatement of state tax on account of public forest lands, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Duncan of Jaffrey offered the following amendment:

Amend section 1 by striking out in line 26 the words: "The fact and the amount to the State Treasurer, who shall"

On a *viva voce* vote the amendment was adopted.

The bill was then ordered to a third reading.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 71, A joint resolution providing for the improvement of the highway from Kelley's corner over the old stage line to Loudon village, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 33, A joint resolution for the improvement of the road in Ossipee from Ossipee corner to the Maine state line, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 74, A joint resolution for the reconditioning of a farm to market highway in the town of Farmington, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Pingree of Portsmouth for the Committee on Appropriations to whom was referred House Joint Resolution No. 88, A joint resolution in favor of Edward O. Gale, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Duda of Manchester for the Committee on Public Health to whom was referred House Bill No. 169, An act relating to the revocation of licenses to practice medicine, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 51, A joint resolution for the improvement of the highway from Loudon village over the old stage mail line to Kelley's corner in Gilmanton, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 45, An act in amendment of Section 76 of Chapter 42 of the Public Laws relating to standard time, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Pray of Portsmouth for the Special Committee consisting of the Delegation from the city of Portsmouth to whom was referred House Bill No. 184, An act amending the charter of the city of Portsmouth, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

Mr. Duncan of Jaffrey moved that the rules be suspended to allow for the presentation of a report from a committee which had not previously been advertised in the journal.

The question being on the motion of Mr. Duncan of Jaffrey.

(Discussion ensued)

On a *viva voce* vote the affirmative prevailed.

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred House Bill No. 297, An act relating to the issue of bonds or notes for water or sewer purposes by the town of Gorham, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Cilley of Exeter for the Committee on Insurance to whom was referred House Bill No. 62, An act extending the powers of the insurance commissioner, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of the Committee on Insur-

ance to whom was referred House Bill No. 62, An act extending the powers of the insurance commissioner, being unable to agree with the majority reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

TIMOTHY M. SHEEHAN  
WILLIAM C. MOORE  
FRED R. OLESON  
FRANK BOILARD  
WILLIAM GOUIN  
EDWARD J. LAMBE  
ROY G. HAMLIN

The question being on the resolution reported by the committee that it is inexpedient to legislate.

Mr. Reed of Nashua moved that the report of the minority be substituted for the report of the majority.

The question being on the motion to substitute.

(Discussion ensued)

On a *viva voce* vote the motion prevailed.

Mr. Wilson of Manchester asked for a division.

A division being had 169 members voted in the affirmative and 94 members voted in the negative and less than two thirds of the members elected being present and voting and less than two thirds of those voting having voted either in the affirmative or the negative no valid action was taken and the bill went over into unfinished business.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bill:

House Bill No. 249, An act relating to closing Sunset lake in Greenfield to all ice fishing for a term of five years.

The message also announced that the Senate had passed the following entitled bills, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 50, An act amending Chapter 200 of the Public Laws regarding the open season for brook trout in Third Connecticut lake and Big Millsfield pond.

Senate Bill No. 51, An act relating to collection of fees for licenses to hunt and fish.

Senate Bill No. 53, An act relating to the taking of pickerel.

#### SENATE BILLS READ AND REFERRED

Senate Bill No. 50, An act amending Chapter 200 of the Public Laws regarding the open season for brook trout in third Connecticut lake and Big Millsfield pond.

Senate Bill No. 51, An act relating to collection of fees for licenses to hunt and fish.

Senate Bill No. 53, An act relating to the taking of pickerel.

Severally read a first and second time and referred to the Committee on Fisheries and Game.

#### RESOLUTIONS

Mr. Pingree of Berlin offered the following resolution:

*Resolved*, That House Joint Resolution No. 7, Joint resolution for the reconditioning of a farm to market highway in the town of Barrington be recalled from the Senate for further consideration:

On a *viva voce* vote the resolution was adopted.

Mr. Small of Rochester asked for a division.

A division being had the vote was declared manifestly in the affirmative.

Mr. Small of Rochester raised the question of a quorum being present and a poll of the House showed 236 members present.

On motion of Mr. Matson of Concord.

*Resolved*, That the order whereby House Joint Resolution No. 100, Joint resolution relating to payment of bonus in recognition of war service of residents of New Hampshire, was referred to the Committee on Military Affairs be



vacated and the joint resolution be referred to the Committee on Appropriations.

On motion of Mr. Price of Lisbon at 12:57 o'clock the House adjourned.

### AFTERNOON

The House met at 3 o'clock.

### THIRD READINGS

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 59, An act relative to the adjustment by compromise of legacy and succession taxes.

House Bill No. 81, An act relating to the abatement of state tax on account of public forest lands.

House Bill No. 86, An act relating to the taking of pickerel.

House Bill No. 113, An act relating to narcotics.

House Bill No. 120, An act relative to the penalty for incest.

House Bill No. 143, An act relating to the publication of state and provincial records.

House Bill No. 289, An act to close to fishing all tributaries of the Dead Diamond and Swift Diamond rivers located in Second Dartmouth College Grant.

House Bill No. 290, An act to close certain brooks in the towns of Errol and Dummer.

House Bill No. 297, An act relating to the issue of bonds or notes for water or sewer purposes by the town of Gorham.

House Joint Resolution No. 22, Joint resolution for the improvement of the road on the west side and north end of Newfound lake in the town of Hebron.

House Joint Resolution No. 23, Joint resolution for the improvement of the main road leading east from Hudson bridge to Windham town line in the town of Hudson.

House Joint Resolution No. 40, Joint resolution in favor

of John P. Heath, administrator of the estate of Albert M. Meigs, for over payment of legacy and succession tax.

House Joint Resolution No. 102, Joint resolution to provide for printing the report of Samuel H. Mildram upon the various electric public utilities operating in the state.

Severally read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Guay of Laconia at 3:12 o'clock the House adjourned.

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### THURSDAY, FEBRUARY 26, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

#### LEAVES OF ABSENCE

Messrs. Carter of Merrimack, Carter of Nashua, and Mrs. Russell of Harrisville were granted leave of absence for the day on account of important business.

#### COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bill and joint resolution:

House Bill No. 249, An act relating to closing Sunset lake in Greenfield to all ice fishing for a term of five years.

House Joint Resolution No. 76, Joint resolution in favor of the New Hampshire Veterans' Association.

The report was accepted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 34, A joint resolution for completing the construction and improvement of the state aid road in New Hampton as established under Chapter 128, Laws of 1927, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend House Joint Resolution No. 34 by striking out in lines eleven and twelve the following words: "maintenance funds as provided by Chapter 84 of the Public Laws," and substituting therefor the words: "highway funds," so that said resolution as amended shall read as follows:

That the sum of four thousand dollars (\$4,000) for the year 1931 be and hereby is appropriated for completing the construction and improvement of the state aid road in the town of New Hampton leading from the Daniel Webster highway in Ashland to the Bristol-Meredith state aid road through New Hampton. Provided and on condition that the towns of New Hampton and Ashland shall each appropriate the sum of two thousand dollars (\$2,000) for the year 1931, for use on this road. Said sums appropriated by the state and by the towns shall be expended under the direction of the highway commissioner, and the sum appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 50, A joint resolution appropriating funds for the construction of a highway in the town of Landaff, reported the same with the following amendments, and the recommendation that the joint resolution as amended ought to pass.

Amend House Joint Resolution No. 50 by striking out in line one the words: "six thousand" and inserting in place thereof the words and figures: "four thousand five hundred (\$4,500)"; further amend by striking out the following words in lines thirteen and fourteen: "maintenance fund as provided by Chapter 84 of the Public Laws." and substituting therefor the words: "highway funds," so that said resolution as amended shall read as follows:

That the sum of four thousand five hundred (\$4,500) dollars be and hereby is appropriated for the construction of that part of the highway known as Lost River road, beginning at a point on the town line between Easton and Landaff and running from that point westerly through the

town of Landaff to a junction with the improved road leading from Bath to Woodstock and covering a total of one and nine-tenths miles, being the total amount of said road at this time unimproved in said town of Landaff, provided that the town of Landaff appropriate the sum of fifteen hundred dollars to pay for part of the construction of said highway. Said sums to be expended over the years 1931 and 1932 under the direction of the highway commissioner and the sum appropriated by the State shall be a charge upon the highway funds.

The report was accepted, the amendments adopted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 21, A joint resolution for the improvement of the Gilmanton road leading from Alton to Gilmanton line, in the town of Alton, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 56, A joint resolution in favor of George F. Chamberlain, of St. Johnsbury, Vermont, for damages which he received on account of collision with a state highway truck, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend House Joint Resolution No. 56 by striking out in lines five, six and seven the words: "and the governor is hereby authorized to draw his warrant for the same out of any money in the treasury not otherwise appropriated," and substituting therefor the words: "and the sum appropriated shall be a charge upon the highway funds," so that said resolution as amended shall read as follows:

That the sum of four hundred and forty dollars (\$440) be allowed George F. Chamberlain of St. Johnsbury, Vermont, for damages to his automobile which was in col-

lision with a truck operated by the State Highway Department on October 30, 1928, in the town of Warren; and the sum appropriated shall be a charge upon the highway funds.

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 82, A joint resolution for the improvement of certain highways in the town of New Boston, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend House Joint Resolution No. 82 by striking out in lines eleven and twelve the words: "maintenance fund as provided by Chapter 84 of the Public Laws," and substituting therefor the words: "highway funds," so that said resolution as amended shall read as follows:

That the sum of thirteen thousand five hundred dollars (\$13,500) for the year 1931 be and hereby is appropriated on condition that the town of New Boston appropriates four thousand five hundred dollars (\$4,500) for the same year for the permanent improvement of the road connecting the two ends of the state aid road from New Boston village to Mont Vernon line; also the road from end of state aid road to Goffstown line. Said sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner, and the sum appropriated by the state shall be a charge upon the highway funds.

Mr. Hutchins of Stratford for the Committee on Judiciary to whom was referred House Bill No. 67, An act relating to assistants in the office of the assistant attorney-general, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend House Bill 67 by striking out all of section 1 and inserting in place thereof the following:

1. *Amendment.* Amend section 15 of Chapter 16 of the Public Laws by striking out in lines 5, 6, 7, and 8 the words "a chief accountant at a salary not exceeding fifteen hundred dollars a year, and two other accountants at salaries



not exceeding thirteen hundred dollars a year each" and inserting in place thereof the following: "a chief clerk at a salary not exceeding two thousand dollars," so that said section as amended shall read as follows:

15. *Administration of Legacy and Succession Tax.* He shall conduct all litigation, and shall advise the state treasurer upon all questions of law arising in the administration of legacy and succession tax laws, and shall have general oversight of such administration, including the computation and collection of the tax, and may employ a chief clerk at a salary not exceeding two thousand dollars, and such other clerical assistance as may be necessary and the Governor and Council may approve.

The report was accepted, the amendment adopted, and the bill referred to the Committee on Appropriations under the rules.

Miss Greenfield of Rochester for the Committee on Judiciary to whom was referred House Bill No. 116, An act in aid of aviation, reported the same in a new draft, and with a new title with the recommendation that the bill in its new draft and with its new title ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Blake of Concord for the Committee on Banks to whom was referred House Bill No. 122, An act relating to savings banks and trust companies, reported the same in a new draft with the recommendation that the bill in its new draft be recommitted to the Committee on Banks.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed and recommitted to the Committee on Banks.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred Senate Joint Resolution No. 3, A joint resolution for the recodification and simplification of the Fish and Game Laws, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend Senate Joint Resolution No. 3 by striking out all



after the resolving clause and by inserting in place thereof the following: "That a special Commission be appointed by the Governor, with the advice and consent of the Council, to consist of four persons together with the Fish and Game Commissioner, whose duty it shall be to make a survey and study of the Fish and Game laws of the State with a view to the revision, codification, simplification and amendment of said laws and the making of any other improvements therein which may seem advisable. Said Commission shall hold public hearings and may call upon officers of the Fish and Game Department and other State officers for such information as may be needed in the course of its work. The Attorney-General shall be a member *ex-officio* of the Commission. Except for the Fish and Game Commissioner no other member of the Commission shall be officially connected with or employed by the Fish and Game Department. The expenses of the Commission not to exceed \$1,000 shall be charged to and paid out of the Fish and Game Fund. Said Commission shall make a report to the General Court by filing its recommendations with the Clerk of the Senate for submission to the next Legislature."

The report was accepted and the amendment adopted.

On motion of Mr. Small of Rochester the bill was referred to the Committee on Appropriations.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 257, An act relating to the duties of the Public Service Commission, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out all of Section 1 and inserting in place thereof a new section 1 to read as follows: "1. Amend section 33 of chapter 218 of the Public Laws by striking out all of said section and inserting in place thereof the following so that said section shall read as follows: 33. *Hearing: Order.* The Commission shall, after hearing, determine whether it will be of public use and benefit to grant the rights asked for, and in determining whether it will be of public use and benefit, shall give due

consideration to the effect upon scenic and recreational values and upon fish and wild life and upon the natural flow of the water in the stream below the dam and any hazards to navigation, fishing, bathing, and other public uses. The Commission shall, in all cases, investigate the question whether the cutting clean and removal of all timber and tree growth from all or any part of the flowage area is reasonably required in the public interests; and in such cases as it shall find that such cutting clean and removal of all timber and tree growth from all or any part of the flowage area are so required, it shall be a condition to the exercise of such rights that such cutting clean and removal of all timber and tree growth shall be done. The Commission shall, in its order, embody all its findings."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 86, A joint resolution for the improvement of the main road from Barrington depot by way of Gonic to Rochester, in the town of Barrington, reported the same with the following amendments, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out the word "eight" in line 1 and inserting in place thereof the word, "two"; further amend said resolution by striking out the words "maintenance fund as provided by chapter 84 of the Public Laws" and inserting in place thereof the words, "highway funds," so that said resolution as amended shall read as follows: That the sum of two thousand dollars for the year 1931 and a like sum for the year 1932 be and hereby are appropriated for the permanent construction and improvement of the main road in the town of Barrington leading from Barrington depot to Rochester by way of Gonic, provided that the town of Barrington appropriates the sum of one thousand dollars for each of said two years. The sums appropriated by the state and town shall be expended under the direction of the highway commissioner, and the sums

appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendments adopted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 281, An act relating to public hearings before the Fish and Game advisory board, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 287, An act to prohibit fishing through the ice in Northwood lake, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred Senate Bill No. 42, An act to allow the taking of bass in Partridge lake, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 121, An act relating to the taking of deer in the county of Rockingham, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out section 1 and inserting in place thereof a new section 1 to read as follows: "1. *County of Rockingham.* Amend section 2, chapter 198 of the Public Laws as amended by chapter 55, Laws of 1927, by striking out the word "county" in the sixth line and inserting in place thereof the words "counties"; further amend by inserting after the word "Cheshire" in the sixth line the words "and Rockingham" so that said section as amended

shall read as follows: 2. *Taking Time.* Wild deer may be captured or taken after 5 a.m. and before 6 p.m. as follows: In the county of Coos from October fifteenth to December first; in the county of Grafton from November first to December sixteenth, in the county of Carroll from November fifteenth to December sixteenth; in the counties of Cheshire and Rockingham from December first to December sixteenth; and from all the other counties in the state, from December first to January first"; Further amend said bill by striking out section 2 and renumbering section 3, section 2.

The report was accepted the amendments adopted and the bill ordered to a third reading.

Mr. Wakefield of Plymouth for the Committee on Judiciary to whom was referred House Bill No. 70, An act relative to a retirement system for New Hampshire teachers, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend paragraph (1) of Section 1 of House Bill No. 70, by inserting after the word "teacher" the word "or," and by striking out the words "or superintendent," so that the same shall read as follows:

(1) "Teacher" shall mean any teacher or principal regularly employed in public schools.

Amend section 14 by striking out all after the word "entitled" in the 6th line, and inserting in place thereof the following: "to receive from the annuity fund all amounts deposited therein by such member with interest at four percent compounded semi-annually on January first and July first" so that the same shall read as follows:

14. *Allowance in Case of Death.* If a member of the retirement association shall die before becoming eligible to retirement under the provisions of this act as hereinbefore set forth, the wife or husband, as the case may be, of such member, or the estate of said member, if no wife or husband survive, shall be entitled to receive from the annuity fund all amounts deposited therein by such member with interest

at four percent compounded semi-annually on January first and July first.

Amend section 16 paragraph (3) by striking out the word "or" in the first line thereof and inserting a comma; by inserting after the word "dismissal" in the first line thereof, the words "or death". Further amend by inserting after the word "under" in the second line of said paragraph (3) the words "section 14 or," so that the same shall read as follows:

(3) In case of resignation, dismissal or death of a member as specified under section 14 or (1) above, the contributions made by the retirement system area account as hereinbefore provided, together with interest thereon shall be placed in a portion of the retirement fund to be known as the reserve fund hereinafter established for the general purposes of the retirement system.

The report was accepted.

The reading of the amendments having commenced, on motion of Mr. Wilson of Manchester the further reading of the amendments was dispensed with.

The amendments were then adopted and the bill referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 10, A joint resolution providing for the permanent improvement of the road from Washington to Goshen, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 91, A joint resolution for the improvement of the Moultonborough Neck road, so-called, in the town of Moultonborough, reported the same with the following amendments, and the recommendation that the joint resolution as amended ought to pass.



Amend House Joint Resolution No. 91 by striking out in line one the words and figures: "five thousand (\$5000)" and inserting in place thereof the words and figures: "fifteen hundred (\$1500)." Further amend by striking out the last paragraph of said resolution and substituting therefor the following: "Said sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner and the sums appropriated by the state shall be a charge upon the highway funds, and if, in the opinion of the Commissioner, there are sufficient funds in said fund in the year 1931, the entire sum appropriated hereunder by the state may be expended in said year," so that said resolution as amended shall read as follows:

That the sum of fifteen hundred (\$1500) for the year 1931, and a like sum for the year 1932, be and hereby are appropriated on condition that the town of Moultonborough appropriates twenty-five hundred (\$2500) dollars for each of said years, for the construction of the unimproved section of the road known as "Moultonboro Neck road" in the town of Moultonborough.

Said sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner and the sums appropriated by the state shall be a charge upon the highway funds, and if, in the opinion of the Commissioner, there are sufficient funds in said fund in the year 1931, the entire sum appropriated hereunder by the state may be expended in said year.

The reading of the amendments having commenced on motion of Mr. Small of Rochester the further reading of the amendments was dispensed with.

The amendments were then adopted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 90, A joint resolution for the improvement of New London road leading from New London town line to West



Springfield in the town of Springfield, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements, to whom was referred House Joint Resolution No. 92, A joint resolution for the completion of a farm to market highway in the town of Pittsfield known as the Catamount road, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Kelley of Manchester for the Committee on State Library to whom was referred House Joint Resolution No. 46, A joint resolution to provide for an addition to the State Library, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Emery of Rochester for the Committee on Judiciary to whom was referred House Bill No. 87, An act relating to issuing shares of stock of building and loan associations, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Leahy of Claremont for the Committee on Judiciary to whom was referred House Bill No. 127, An act relating to state and other public libraries, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Brown of Northumberland for the Committee on Judiciary to whom was referred House Bill No. 220, An act relating to Crystal lake, sometimes known as Lougee's

pond, in the town of Gilmanton, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wakefield of Plymouth for the Committee on Judiciary to whom was referred House Bill No. 235, An act relative to the city of Berlin, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hutchins of Stratford for the Committee on Judiciary to whom was referred House Bill No. 241, An act relating to the office of commissioner of various state departments, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Emery of Rochester for the Committee on Judiciary to whom was referred House Bill No. 253, An act providing for the payment of local city and town taxes by instalments, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Bristol for the Committee on Public Improvements, to whom was referred House Joint Resolution No. 72, A joint resolution for the improvement of a highway in the towns of Strafford and Barrington, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Bristol for the Committee on Public Improvements, to whom was referred House Joint Resolution No. 84, A joint resolution for the improvement of the road in the town of Thornton leading from Campton to

West Thornton, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 89, A joint resolution for reconditioning of a highway leading from the state central highway to the Strafford Ridge road so called in the town of Strafford, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 93, A joint resolution for the completion of a farm to market highway in the town of Pittsfield, known as the New Loudon road, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 192, An act relative to the expense of snow removal, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 207, An act relating to the supervision of electricians, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Lamson of New London for the Committee on Roads,

Bridges and Canals to whom was referred House Bill No. 267, An act to establish a trunk line highway in the towns of Londonderry, Windham and Pelham, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate, subject matter covered by another bill.

The report was accepted and the resolution of the committee adopted.

#### FORWARDING OF BILL

House Bill No. 171, An act authorizing towns to appropriate money to purchase compensation and liability insurance.

Taken from the table and ordered to a third reading.

#### TAKEN FROM THE TABLE

On motion of Mr. Duncan of Jaffrey, House Bill No. 41, An act relating to bonds of county officers was taken from the table.

On motion of the same gentleman the bill was referred to the Committee on Judiciary.

On motion of Mr. Duncan of Jaffrey the rules were suspended to allow of the presentation of a report from a committee which had not previously been advertised in the Journal.

Mr. Bickford of Manchester for the Committee on Judiciary to whom was referred House Bill No. 282, An act legalizing the town meeting of the town of Holderness held Tuesday, March 11, 1930, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

#### REPORT OF COMMITTEE

Your committee to whom was referred the resolution "to consider the advisability of installing a system of amplification in Representatives Hall," submits the following report:

Your committee having done its duty, after due consideration decided that a practical demonstration of a system of

this description was the proper way to make known to the House of Representatives the merits of the system.

As a result of our efforts we have, with the consent and approval of the Speaker of the House and the Governor of the State, Honorable John G. Winant, arranged for an installation of the system which we have here today, which is called a Public Address System.

This system is installed temporarily at no cost to the state subject to the approval of the members of the House.

Your committee recommends that steps be taken for a permanent installation of a suitable public address system.

(Signed) FRANK L. GLADING,  
FRANK J. KELLY,  
MAURICE J. GRANT,  
*Members of the Committee.*

On motion of Mr. Dow of Claremont the report was accepted and placed on file.

On motion of the same gentleman an informal vote was taken for the purpose of determining which style of amplifier was more satisfactory. The vote showed an equal number for each style and no further action was taken.

#### RECOMMITTED TO COMMITTEE

On motion of Mr. Adams of Londonderry, House Bill No. 121 was put back upon its second reading and recommitment to the Committee on Fisheries and Game.

The House took a recess for 5 minutes.

#### AFTER RECESS

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 22, An act amending chapter 187 of the Public Laws and appropriating money for the diseases of animals.

Amend section 2 of the bill by striking out in line 3 the word "three" and substituting therefor the word "four"; further amend by striking out in lines 7, 8 and 9 the words "Such notes shall mature one-half in the fiscal year 1933-1934 and one-half in the fiscal year 1934-1935," and substituting therefor the following: "\$100,000.00 of such notes shall mature in the fiscal year 1933-1934; \$100,000.00 in the fiscal year 1934-1935; \$100,000.00 in the fiscal year 1935-1936, and the balance in the fiscal year 1936-1937"; so that said section as amended shall read:

2. *Notes Authorized.* The Governor with the advice and consent of the Council is hereby authorized to borrow upon the credit of the State the sum of not exceeding four hundred thousand dollars, and for that purpose may issue notes in the name and on behalf of the State, at the lowest rate of interest obtainable, on such dates and in such form and in such denominations, and on such time within the limits herein fixed, as the Governor and Council may determine. \$100,000.00 of such notes shall mature in the fiscal year 1933-1934, \$100,000.00 in the fiscal year 1934-1935, \$100,000.00 in the fiscal year 1935-1936 and the balance in the fiscal year 1936-1937. Such notes shall be countersigned by the Governor and shall be deemed a pledge of the faith and credit of the State. The secretary of state shall keep an account of all such notes countersigned by the Governor, showing the number and amount of each bond or note, the time of countersigning, the time when payable and the date of delivery to the treasurer. The treasurer shall keep an account of each note, showing the number thereof, the name of the person to whom sold, the amount received for the same, the date of the sale, and the time when payable. The treasurer may negotiate and sell such notes by direction of the Governor and Council in such manner as they may determine to be most advantageous to the State.



On motion of Mr. Dickinson of Swanzey the House concurred in the amendments sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bill and joint resolutions, sent up from the House of Representatives:

House Bill No. 209, An act increasing the debt limit of the school district of Bethlehem.

House Joint Resolution No. 9, Joint resolution in favor of George B. Moore, Administrator of the estate of Frank O. Moore, for overpayment of legacy and succession tax.

House Joint Resolution No. 62, Joint resolution providing for a deficiency appropriation for bounties for hedgehogs.

House Joint Resolution No. 24, Joint resolution for resurvey of southern New Hampshire by the U. S. Geological Survey.

House Joint Resolution No. 87, Joint resolution in favor of Guy S. Neal and others.

The message also announced that the Senate had passed the following joint resolution, in the passage of which it asked the concurrence of the House of Representatives:

Senate Joint Resolution No. 4, Joint resolution in favor of Frank F. Fernald, Senator from District No. 21.

#### SENATE JOINT RESOLUTION READ AND REFERRED

Senate Joint Resolution No. 4, Joint resolution in favor of Frank F. Fernald, Senator for District No. 21.

Read a first and second time and referred to the Committee on Claims.

On motion of Mr. Lee of Concord,

*Resolved*, That when the House adjourns this morning, it will be to meet tomorrow morning at 9:00, and when the House adjourns tomorrow morning it adjourn to meet on Monday evening at 7:30 o'clock.

On motion of Mr. Small of Rochester business in order at 3 o'clock was made an order at the present time.

## THIRD READINGS

On motion of Mr. Small of Rochester the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 171 (In new draft and new title), An act authorizing towns to appropriate money to purchase compensation and liability insurance.

House Bill No. 257, An act relating to the duties of the Public Service Commission.

House Bill No. 281, An act relating to public hearings before the Fish and Game Advisory Board.

House Bill No. 282, An act legalizing the town meeting of the town of Holderness held Tuesday, March 11, 1930.

House Bill No. 287, An act to prohibit fishing through the ice in Northwood lake.

House Joint Resolution No. 21, Joint resolution for the improvement of the Gilmanton road leading from Alton to Gilmanton line, in the town of Alton.

House Joint Resolution No. 34, Joint resolution for completing the construction and improvement of the state aid road in New Hampton as established under chapter 128, laws of 1927.

House Joint Resolution No. 50, Joint resolution appropriating funds for the construction of a highway in the town of Landaff.

House Joint Resolution No. 56, Joint resolution in favor of George F. Chamberlain, of St. Johnsbury, Vermont, for damages which he received on account of collision with a state highway truck.

House Joint Resolution No. 82, Joint resolution for the improvement of certain highways in the town of New Boston.

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 42, An act to allow the taking of bass in Partridge lake.

Read a third time and passed and sent to the Secretary of State to be engrossed.

On motion of Mr. Elkins of Concord at 12:25 o'clock the House adjourned.

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FRIDAY, FEBRUARY 27, 1931.

The House met at 9:00 o'clock according to adjournment.  
The following letter was read by the clerk.

Portsmouth, N. H., February 27, 1931.

*Mr. George H. Nash*  
*Concord, N. H.*

DEAR SIR:

I shall be unable to attend the session on Friday morning.  
Will you kindly preside for me, and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. DuBois of Concord at 9:01 o'clock the House adjourned.

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MONDAY, MARCH 2, 1931.

The House met at 7:30 o'clock according to adjournment.  
The following letter was read by the clerk.

Portsmouth, N. H., March 2, 1931.

*Mr. O. V. Henderson*  
*Durham, N. H.*

DEAR SIR:

I shall be unable to attend the session on Monday evening.  
Will you kindly preside for me, and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. Adams of Londonderry at 7:31 o'clock the House adjourned.

TUESDAY, MARCH 3, 1931.

The House met at 11 o'clock.

Prayer was offered by the Rev. William Weston of Milford.

## MESSAGE FROM THE GOVERNOR

His Excellency the Governor appeared and laid before the House the following message:

To the House of Representatives:

The removal of the penalty against towns under House Bill No. 30 might tend to encourage selectmen to omit returns although at the same time it leaves them personally liable to the towns for losses sustained because of failure to make proper return. Delinquencies further embarrass the State Treasurer in making equitable disposition of the railroad tax. Therefore I decline to sign this bill.

JOHN G. WINANT

*Governor.*

The question being

Shall the bill pass notwithstanding the veto of His Excellency the Governor.

The roll was called with the following result.

NAYS, 289

*Rockingham County:* Palmer of Candia, Haynes, Cole, Currier of Derry, Moody of Derry, Wright, Cilley, Conner, Dudley, Stevens of Exeter, Moody of Greenland, Emerson, Adams of Hampton, Adams of Londonderry, Yeaton of Newcastle, Estabrook, Giles, Philbrick, Pray, Yeaton of Portsmouth, Rose, Marden, Davis.

*Strafford County:* Swan, Gouin, Churchill, Layn, Jones of Dover, Whitehead, Durnin, Henderson, Willson of Farmington, Knox, Corson, Lacasse, Small, Emery of Rochester, Hayes, Doe of Rollinsford, Cote of Somersworth, Gagne, McGreal, McGuinness, Durgin.

*Belknap County:* Varney, Little, Friend, Nichols, Hammond of Gilford, Bridges, Edgerly of Laconia, Page, Stafford, Merrill of Laconia, Young of Laconia, Flanders, Plastridge, Gile, Sanborn of Tilton.

*Carroll County:* Donahue, Berry, Shirley, Lawless, Gale, Nickerson, Goss, Merryfield, Evans, Edgerly of Tuftonboro, Sanborn of Wakefield, Clow, Thompson.

*Merrimack County:* Desmarais, Welch, Warriner, Trow, Hirtle, Shaw, Hardy, Veroneau of Concord, Maxner, Lindgren, Baker of Concord, DuBois, Elkins, Blake, Dame, Brooks, Nash, Sturtevant, Freeman, Kelley of Concord, Matson, Lee, Ahern, Coates, Wells of Danbury, Haselton, Brown of Epsom, Fowler of Franklin, Ferron, Prince, Hebert, Young of Franklin, Cogswell, Catlin, Woodeson, Burns, Sleeper, Powers, Caveney, Saltmarsh, Veroneau of Pembroke, Gilman, Perkins of Pittsfield, Fellows, Hazen, Miner, Langley.

*Hillsborough County:* Wilkins, Johnson, Wilson of Bennington, Moore of Goffstown, Phelps, Charois, Fogg, Boynton, Glading, Wilson of Hollis, Blood, Holt, Bickford, Wilson of Manchester, Bartlett of Manchester, Hopkins, Robbins, Dwyer, Sheehan, Kelley of Manchester, Lamb of Manchester, Ward 4, Milnes, Clancy, Creighton, Eagan, Griffin of Manchester, Hogan of Manchester, Jennings of Manchester, Ward 5, Trinity, Boisclair, Currier of Manchester, Stanley, Foley, Ryan, Burke, Chevrette, Cote of Manchester, Lambe of Manchester, Ward 9, Kearns, Leclerc, Jennings of Manchester, Ward 11, O'Leary, Letendre of Manchester, Boisvert of Manchester, Ward 13, Carter of Merrimack, Bruce, Howison, Weston, Carter of Nashua, Murphy, Winslow, Dunklee, Boilard, Letendre of Nashua, Levesque, Hogan of Nashua, Stevens of Nashua, Chasse, Papachristos, Hargreaves, Sweeney, Lindquist, Wills, Collins, Molloy, Ravenelle, Bouthillier, Brodeur, Couturier, Newton, Barr, Cummings, Keenan, Grant, Foster of Wilton.

*Cheshire County:* Moore of Alstead, Chickering of Chesterfield, Firmin, Russell, Smith of Hinsdale, Duncan, Fitzgerald, Keating, Knowlton, Robertson, Dort, Duffy, Wellman, Ward of Marlborough, Ayer, Priest, Dickinson of Richmond, Baker of Roxbury, Clark, Chickering of Walpole, Jennison, Burbank of Winchester, Dickinson of Winchester.

*Sullivan County:* Kemp, Hamlin of Charlestown, Colby of Claremont, Dow, Fitch, Leahy, Putnam, Warner, Quimby of Cornish, Dandrow, Hudson, Barry of Newport, Reed of Newport, Rowell, Ward of Plainfield, Osborne, Fowler of Washington.

*Grafton County:* Plumer of Alexandria, Huckins, Blandin, Long, Plumer of Bristol, Webster, Sanborn of Enfield, Gage, Guyer, Hunter, Thayer, Marden, Chandler of Landaff, Briggs, Ross, Stearns, Merrill of Lisbon, Price, Harris, Lyster, Simpson, Burgault, Perkins of Lyme, Frazer, Eastman, Renfrew, Bell of Plymouth, Wakefield, Merrill of Thornton, Little, Keniston.

*Coos County:* Barden, Smith of Berlin, Pingree, Uhlschoeffer, Burbank of Berlin, Gagne, Leopold of Berlin, Gagne, Marie A. of Berlin, Myler, Thompson, Chapell, Dickson, Ramsay, Parkhurst, Morrison, Leith, Morris, Hancock, Marshall, Judd, Emery of Stark, Hutchins, Turner of Wentworth's Location, Elliott, Pratt.

And the veto of the Governor was sustained.

#### LEAVES OF ABSENCE

Messrs. Gibson of Conway, Langton of Manchester and Hamlin of Gorham were granted leave of absence for the week on account of important business.

Messrs. Neal of Meredith and Willett of Manchester were granted leave of absence for the week on account of illness.

Mr. Towle of Freedom and Mrs. Brungot of Berlin were granted leave of absence for the day on account of important business.

Mr. Roukey of Manchester was granted leave of absence for the day on account of a death in his family.

Mr. Whitcomb of Claremont was granted leave of absence for the day on account of illness.

Mr. Smith of Campton was granted leave of absence for the day on account of illness in his family.

#### COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined



and found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 297, An act relating to the issue of bonds or notes for water or sewer purposes by the town of Gorham.

House Bill No. 209, An act increasing the debt limit of the School District of Bethlehem.

House Joint Resolution No. 9, Joint resolution in favor of George B. Moore, administrator of the estate of Frank O. Moore, for overpayment of legacy and succession tax.

House Joint Resolution No. 62, Joint resolution providing for a deficiency appropriation for bounties for hedgehogs.

House Joint Resolution No. 87, Joint resolution in favor of Guy S. Neal and others.

The report was accepted.

Mr. Henderson of Durham for the Committee on Engrossed Bills to whom was referred House Bill No. 22, An act amending Chapter 187 of the Public Laws and appropriating money for diseases of animals, reported the same under Joint Rule No. 6, with the following amendments and recommended that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act relating to diseases of domestic animals.

Amend Section 1 of said bill by inserting after the word "area" in the fourth line the words, "and proceed to test all animals within said area."

Amend Section 3 of said bill by striking out the figure "3" in the second line and inserting in place thereof the figure 2.

Amend Section 4 of said bill by striking out the word "to" in the twenty-second line.

The report was accepted, the amendments adopted and the bill sent to the Honorable Senate for concurrence in the adoption of the amendments.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 52, A joint resolution providing for the permanent improvement of the road in Wakefield leading from Wakefield corner

towards East Wakefield and Woodman, reported the same with the following amendment, and the recommendation that the Joint Resolution as amended ought to pass.

Amend said resolution by striking out the words "maintenance fund as provided under Chapter 84 of the Public Laws" in lines 11 and 12 and inserting in place thereof the words "highway funds" so that said resolution as amended shall read as follows: That the sum of four thousand dollars (\$4,000) for the year 1931 and a like sum for the year 1932 be and hereby are appropriated for the permanent construction and improvement of the road in the town of Wakefield leading from the East Side trunk line highway at Wakefield Corner towards East Wakefield and Woodman, provided that the town of Wakefield shall appropriate the sum of two thousand dollars (\$2,000) for each of said two years. The sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner, and the sums appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendment adopted, and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 83, A joint resolution for the improvement of the highway in the town of Hampstead leading from Hampstead village through Salem to Lawrence, Massachusetts, reported the same with the recommendation that the Joint Resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Small of Rochester for the Committee on Judiciary to whom was referred House Bill No. 264, An act relating to the dates of village district meetings and town meetings in the town of Bethlehem, reported the same with the recommendation that the Bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision

of the Statutes to whom was referred Senate Bill No. 23, An act relating to the conveying of certain land and water in the town of Wolfeboro to that town, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 262, An act relating to itinerant vendors, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill read a first and second time, and laid upon the table to be printed.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 275, An act relating to hawkers and peddlers, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend Section 1 of House Bill No. 275 by inserting after the word "town" in line six the words: "in New Hampshire" so that said section as amended shall read as follows:

1. *Amendment.* Amend Chapter 157 of the Public Laws by striking out Section 13 and inserting in place thereof the following: 13. *Wholesale Agents.* The provisions of this chapter shall not apply to commercial agents selling goods at wholesale by sample only or to the agents of any individual, partnership or corporation paying a tax on the same goods to a town in New Hampshire in which such individual, partnership or corporation has a place of business.

The report was accepted, the amendment adopted, and the bill ordered to a third reading.

Mr. Plumer of Bristol for the Committee on Public Improvements, to whom was referred House Bill No. 306, An act to authorize the state highway department to dredge the stream bed of the Peabody river in Gorham, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements, to whom was referred House Joint Resolution No. 60, A joint resolution providing for the permanent improvement of the road from Sunapee to Springfield, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 73, A joint resolution providing for the permanent improvement of the road leading from the Dartmouth College road in the town of Goshen, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 96, A joint resolution for the improvement of the highway from the junction of the Daniel Webster highway at Weirs bridge to Route 11 at Gilford railroad station, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 103, A joint resolution for the permanent construction of a certain highway in the town of Jefferson, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Reso-

lution No. 107, A joint resolution for the improvement of the Mammoth road in the town of Pelham, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 309, An act providing for a temporary closed season on ruffed grouse in the county of Coos, with the recommendation that the bill be referred to the Committee on Fisheries and Game.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 310, An act relating to the taking of white perch, with the recommendation that the bill be referred to the Committee on Fisheries and Game.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Mr. Wilson of Manchester for the Committee on Rules, reported the following entitled bill, House Bill No. 311, An act relating to an accountant in the treasury department, with the recommendation that the bill be referred to the Committee on Appropriations.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 312, An act relating to the payment of interest on highway completion bonds, with the recommendation that the bill be referred to the Committee on Appropriations.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.



Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 313, An act relating to standard time, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 314, An act relative to the expiration of license for the practice of chiropractic, with the recommendation that the bill be referred to the Committee on Public Health.

The report was accepted and the bill read a first and second time.

On motion of Mr. Nash of Concord the rules were suspended and the printing of the bill and its reference to a committee dispensed with.

The bill was then ordered to a third reading.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 315, An act permitting state aid for the improvement of the highway from Holderness to Plymouth, with the recommendation that the bill be referred to the Committee on Public Improvements.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

The Committee on Rules reported the following joint resolution, House Joint Resolution No. 108, A joint resolution relating to the filling of a channel of the Piscataqua river in Portsmouth, with the recommendation that the joint resolution be referred to the Committee on Judiciary.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 109, A joint resolution for the improvement of the



Diamond Ledge road in the town of Sandwich, with the recommendation that the joint resolution be referred to the Committee on Public Improvements.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 110, A joint resolution for the improvement of the highway from the junction of the Daniel Webster highway at Weirs bridge to Route No. 11 at Gilford railroad station, with the recommendation that the joint resolution be referred to the Committee on Public Improvements.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 41, A joint resolution for the improvement of a certain road in the city of Concord, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 42, A joint resolution for the improvement of a certain road in the town of Pembroke, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 160, An act relating to hawkers and pedlars, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The question being on the resolution reported by the Committee.

On motion of Mr. Price of Lisbon the bill was recommitted to the Committee on Revision of the Statutes.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 81, A joint resolution for the improvement of the Province road in the town of Belmont, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 59, A joint resolution for the improvement of the road leading from Sunapee to Grantham, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

#### OPINION OF SUPREME COURT

The Speaker presented the following opinions handed down by the Supreme Court.

*To the House of Representatives:*

The undersigned, the justices of the Supreme Court, having received your resolution requiring their opinions as to the constitutionality of House Bill Number 227, make the following answer.

The bill provides for the imposition of a tax upon property passing by will or inheritance in such an amount as will make the total of such taxes laid by states etc., equal to the amount deductible from the federal estate tax, because so laid.

It makes the imposition of the proposed tax dependent upon the right to deduct the same from the amount of the federal estate tax, which would otherwise be payable in full to the federal government. We are unable to perceive

wherein such a provision would violate any constitutional right of the taxpayer. The amount he is called upon to contribute for the support of government is not increased because he has to pay this state tax.

The nation lays a valid tax and makes valid provision for its partial distribution to the several states, through the process of local assessments and the deduction thereof from the federal tax. Substance, not form, governs in these matters; and this is the substance of the whole transaction.

It is our opinion that if the bill is enacted it will be a valid law.

March 3, 1931.

ROBERT J. PEASLEE,  
LESLIE P. SNOW,  
JOHN E. ALLEN,  
THOMAS L. MARBLE,  
OLIVER W. BRANCH.

*To the House of Representatives:*

The undersigned, the justices of the Supreme Court being in receipt of your resolution requiring their opinions as to the constitutionality of section 10 of House Bill No. 28, relating to the taxation of incomes, make answer as follows.

I. Deductions of business expenditures from gross income, as set forth in section 10, paragraph (a) of the bill, are clearly allowable. One would hardly think of computing income from business, or earned income, on a basis which ignored such charges against it.

II. By paragraph (b) of the same section it is proposed to enact that there shall also be deducted from income received "The ordinary and necessary living expenses of the taxpayer required to keep him and his family in life as an income-producing and tax-paying entity, which in the case of a single man shall be deemed to be one thousand five hundred dollars annually, and in the case of a married man, shall be deemed to be three thousand dollars annually." We do not think that this differs (except in the amounts stated)

from the exemptions proposed in Section 5 of the bill concerning which our opinions were required two years ago. The conclusions reached as to that provision, and the reasons therefor, are set out in the opinion filed January 7, 1930, to which you are respectfully referred. In so far as the proposed deductions exceed \$1200. for a single man and \$2000. for a married man, they go beyond what is permitted under the constitution.

March 3, 1931.

ROBERT J. PEASLEE,  
LESLIE P. SNOW,  
JOHN E. ALLEN,  
THOMAS L. MARBLE,  
OLIVER W. BRANCH.

#### MESSAGE FROM THE SECRETARY OF STATE

The Honorable Secretary of State appeared and laid before the House the following report.

#### TO THE HONORABLE SENATE AND THE HOUSE OF REPRESENTATIVES N. H. LEGISLATURE SESSION 1931

In accordance with the authority of a joint resolution of the Legislative session of 1929 the following report of the work of the Commission on Coast Erosion and Marsh Development is respectfully submitted:

#### MEMBERSHIP

The membership of the commission was made up by Governor Spaulding as directed by an act of the Legislature, 1927 Session, as follows: Honorable George H. Moses, Chairman; George Ashworth, Hampton, Vice Chairman; Charles Francis Adams, Hampton, Secretary; William A. Grover, C. E., Engineer, Dover; Ernest G. Cole, Hampton; Fred L. Weare, Seabrook.

## SUMMARY OF FINDINGS

An extended study of the project was made by the commission and a full report of its doings was made by the commission to the Legislature of 1929, and a concrete statement of its findings was summarized in a group of four recommendations as follows:

1. The acceptance and adoption of this report and the recommendations thereon, establishing thereby as the State's future policy the conservation and reclamation of coastal lands.

2. The continuance of the Commission with the addition thereto of the State Commissioner of Highways, with authority to employ the engineering staff of the highway department in making surveys, designs and estimates of construction, and such other work as the Commission requires.

3. That the Commission be empowered and directed to perform the following acts:

(a) To extend to the delegates of the American Shore and Beach Preservation Association, when assembled in convention at Hampton Beach in June next, an official invitation to become the guests of the State, through the Commission, and to accept officially the co-operation of the Association's scientists' expert advice in the solving of a national problem.

(b) To obtain, in behalf of the State, federal co-operation and financial aid in carrying out the recommendations requiring federal approval.

(c) To cause a comprehensive survey to be made of the marshlands locating therein the situation, length, width and construction of canals and boulevards; the area properly assigned to a State reservation; the location and area to be assigned to an air-port; the location and area of a wild game preserve.

(d) To determine the method and approximate cost of taking title in the State's name to such area as the commission recommends proper and to determine the extent

and terms of reimbursement to the State along lines as follows:

For the wild game preserves: from advocates of game preserves, sportsmens' clubs and interested parties. Reimbursement to the State for the full cost thereof. For the construction cost of canal and boulevards and land costs of reservation area; the revenue from concessions and rentals within the reservations.

For the air-port; the bonds of a county air-port association, the terms, condition, etc., to be determined by the next legislature if recommended by the commission.

The report was accepted.

For the purpose of adopting and the putting into effect the recommendations of the commission, the following joint resolution was enacted by the legislature and approved by Governor Tobey, April 18, 1929.

#### CHAPTER 273

Joint resolution relating to the investigation of marsh lands in Hampton, Hampton Falls and Seabrook.

Whereas, the report of the legislative commission appointed to investigate the feasibility of improving the marsh lands of Hampton, Hampton Falls and Seabrook, under the provisions of chapter 129, Laws of 1927, has been received and accepted; and

Whereas, said report carries several recommendations that are for the best interests of the State, therefore be it

Resolved by the Senate and House of Representatives in General Court convened:

That the recommendations of said commission be and hereby are adopted, and for the purpose of carrying out said recommendations said commission, with the addition of the state highway commissioner as a member thereof, is hereby continued.

That said commission shall make a report of its work at the next session of the legislature. The members of said commission shall serve without pay but legitimate expenses, including the entertainment of the American Shore and



Beach Preservation Association, may be incurred to an amount not exceeding the sum of five hundred dollars and the governor is hereby authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated.

#### WORK OF 1929-1930

Believing that the approval of the State, through its legislative action, in adopting the first of the foregoing recommendations laid the foundation for a permanent policy of development, the commission has limited its work during the past two years very largely to section (a) and (b) of the third recommendation, leaving for the future the consummation of the authorized work on the remaining recommendations.

The invitation of the New Hampshire members of the American Shore and Beach Preservation Association was accepted and the mid year meeting of that important national organization was held at Hampton Beach in June, 1929. That meeting produced results of the utmost value to New Hampshire, and a summary of the exercises is herewith given.

#### JUNE MEETING AMERICAN SHORE AND BEACH PRESERVATION ASSOCIATION

Monday's program opened with registration at Hotel Ashworth and the giving out of identifying badges. Then came the reception to Governor Tobey, with members of the association standing in line with him.

About one hundred guests shook the hands of the receiving party.

Following this, the regular morning session was opened. President Smith, who is the Chairman of the New Jersey Board of Commerce and Navigation, extended a greeting in a few, well-chosen words, and then introduced Gov. Charles W. Tobey, who was received with applause. Governor Tobey extended a warm and sincere welcome from the State of New Hampshire to these big men of science and in-

dustry, that made the guests feel that they were truly welcome.

Governor Tobey was followed by Mr. Frederic E. Everett, highway commissioner of New Hampshire, who is also a member of the Preservation Association and the New Hampshire Legislative Commission.

President Smith responded to both in a happy manner, and then appointed the committee on resolutions and adjourned the meeting that the intermission until serving of the clam bake could be devoted to an inspection of the shore.

The big clam bake was served to 200 people in a big tent on the sands in front of the Ashworth under supervision of Mr. George Ashworth, Vice Chairman of the Commission and the officials of the town of Hampton and the Hampton Beach Precinct. It was pronounced the best thing in open-air shore dinners ever held on the beach.

The afternoon session at 2:00 o'clock was much more largely attended, many local people interested in the Hampton Beach project, attending. Altogether there were sixteen states and the District of Columbia represented by members of the association, all of which were on the Atlantic seaboard. Ohio, with its river problems, sent a young geologist.

The first address of this session was made by President J. Spencer Smith of New Jersey. Briefly he said:

"Our purpose, as stated in our constitution, is 'to foster that sound, far-sighted and economical development and preservation of the lands which will aid in placing their benefits within the reach of the largest number of people in accordance with the ideals of a democratic nation.'"

#### PRES. SMITH'S REFERENCE TO STATE AGENCIES

Describing the practicable solution of laying claim to land titles for the purpose of protection from erosion, President Smith continued:

"Existing State agencies can be clothed with power to set up assessment districts upon the requests of a given

number of property owners, or a number of communities. The cost of a comprehensive plan, which will be effective, covering the area in question can be ascertained and the proportion to be borne by the interested parties determined. The question can then be voted upon. The right of individuals and the communities can be equally protected under this arrangement. At the same time neither individuals nor communities will be permitted, for selfish reasons, to block the execution of a project which will conserve a natural asset."

Prof. Goldthwaite described the state historically and politically, stressing the natural apathy which most of the members of the Legislature show for the 18 miles of coast, since they represent hill and farming counties. The New Hampshire coast would go only a quarter of the distance around Lake Winnepesaukee, declared the speaker, "and is but a fraction of the length of the Connecticut river in this state. It is quite natural that you hear most about our rivers and lakes and because of the above fact it is difficult to face the representatives from the inland communities on legislation for protecting the coast line."

Professor Goldthwaite condemned the practice of permitting private individuals and building contractors to carry away truck loads of sand from the beaches which are State property.

A vivid picture of Hampton river as a navigable stream and ship haven, the marshlands as a State park, aviation base, residential, business area and the beach, itself, as a resort for thousands of vacationists annually, was painted, in words, by Mr. Victor Gelineau, chief engineer of the New Jersey Board of Commerce and Navigation.

#### ENGINEER GELINEAU'S CONCRETE PLAN

Mr. Gelineau, who made a survey of the situation at Hampton, suggested appointing a permanent commission or board to work out a program for the development of Hampton. He figured that it would take at least 20 years to complete the program.

"Whether or not it be conceded that Hampton's beach problem is unusual, it will not be disputed that Hampton's possibilities and opportunities are extraordinary."

This strip of land, according to the New Jersey expert, bounded on one side by the ocean and on the other side by uninhabitable salt marshes, offers no inducements for agriculture or manufacturing or any other gainful activity, except one, the resort business. And that, in his estimation, is the greatest and most rapidly advancing single industry in the state.

"Therefore," Mr. Gelineau told his audience, the conservation and development of this beach with a view to realizing its utmost possibilities is a subject for serious consideration. It is of much more than local concern, it is unthinkable that the future growth of this highly valuable asset, should be left to chance. "I would, for convenience, subdivide the Hampton problem into three parts, all of which are closely related and interdependent."

Mr. Gelineau placed in the first class the preservation of the ocean front, a coast protection project.

In the second, he recommended the improvement of Hampton river, a waterway, improvement project. In the third, he proposed the reclamation of the back marshes.

All of these three factors, the speaker declared, involve their peculiar elements of engineering public policy as to elimination and financing. The preservation and rebuilding of the ocean beach is the first element in urgency and difficulty of execution, he declared. The tendency toward depletion apparently remains in force and must ultimately be checked. This problem will never be less difficult in the future. Erosion is the natural tendency to expect on almost any ocean beach. Just south of Boar's Head, the beach is entirely denuded of sand and the roadway might be in danger during severe storms.

#### PROTECTIVE MEASURES

"Obviously protective measures should be considered and the choice and application of remedies should be made.

"The stabilization of Hampton River with the primary object of improving navigation and creating a harbor of refuge is the ordinary problem of dredging and training walls.

"Until this river, just as in the case of Shark river, is stabilized, it will be of little or no value to navigation and will render impossible the preservation of the beach near the river mouth. Obviously, sudden or periodic shifting of the inlet to delta must be arrested. The essential point is that it should be made to serve as key structure of a sandy beach.

#### RECLAMATION OF THE MARSHES

"The reclamation of the back marshes constitutes a very important element in the future growth of Hampton Beach. The time cannot be far distant when parts of this marsh are rendered habitable by the operation of raising the land levels. Presumably, the method of procedure would be the familiar one of hydraulic dredging. This would convert much of the existing marsh areas into water areas. A two-fold benefit is thus secured through the dredging operation, the low-value marshes being converted into valuable solid land or navigable waterways.

"Anyone can visualize the opportunity for large scale planning with this vast scope of marshland converted into home sites and parks, yachts and ship basins and airports. The possibilities are unlimited and apparently no serious difficulties exist. The suggested dredging of the marshland would extend the tidal flow area tributary to Hampton river. This, in turn, would profoundly influence the design of the training walls and other work required to stabilize and improve the river, for it is elementary that the cross-section of navigable channels of an ocean inlet depends upon the area of the tributary tidal lagoon or more accurately upon the volume of ebbing and flowing water which engineers call the tidal prism."

#### THREE PHASES OF DEVELOPMENT

The three major phases of development of beach, river and marsh are inseparable; according to Mr. Gelineau they combine to form one real problem.



"There are difficulties," he told the gathering, "but they can be solved. The only chance to reach satisfactory results is to create a properly constituted tribunal with continuity of its service and armed with real authority. Without this continuity of service and authority, conflict is certain to result. And that means possible failure.

"This public body, commission or board, whatever form it may take, would have to work out a plan providing as well as might be for at least 20 years in the future.

"Board-walk, park land, harbor, airport, residential and business areas, public utilities of every kind, all would be coordinated and harmonized into the general plan.

"That such planning would be entrusted to public-spirited men supported with adequate technical assistants is an unavoidable conclusion. The job would be a full time task for experts who would give their lives to it. This, in turn, implies freedom from local interference or political controversies. Freedom from politicians is absolutely indispensable to the public confidence."

Although the sheer realist, he said, cannot conceive of land owners controlling the vagaries of the plan of rivers, the united interest of erosion experts might. He told of the work accomplished in New Jersey with its 120-mile coast and urged the appointment of state commission with suitable appropriations.

#### STATE READY TO FINANCE

Atty. General Ralph W. Davis of Manchester, who was called upon by President Smith of the association, said that New Hampshire stood ready to finance propositions which would directly benefit the state. Failure of any organized group to properly recommend a solution to the Hampton problem was responsible for the lack of progress made. He said "there is nothing unique in the problem which now confronts Hampton, and what affects Hampton affects vitally the whole state of New Hampshire with its very limited beach front."

Major Somervell, United States Army engineer, brought



word of study and co-operation on the part of the government informing the convention that experts were studying sand movements along the coast.

General Richard K. Hale of the Massachusetts Public Works Commission related the historical and present importance of the Massachusetts coast, telling of what had been done north and south of Boston in checking erosion with conditions like those along the Atlantic generally.

#### GOV. TOBEY PRESENT

At the banquet in the evening Governor Tobey, Gov. William Tudor Gardiner of Maine, United States Senator George H. Moses, President Smith of the Association and Colonel Barden of the United States Army Corps of Engineers were the chief speakers. Others at the head table included Former Governor Huntley N. Spaulding, Councilor Harry Merrill of Exeter, State Senators Swallow and Lee of Manchester, Senator Rolfe of Concord and Senator Munsey of Hampton, Senator Brackett of Greenland, Senator Wadleigh of Milford and Senator Peaslee of Weare, and more than thirty members of the House of Representatives.

Mayor Hartford of Portsmouth acted as toastmaster.

President Smith told the assembly that those interested in coast preservation and protection would have to organize themselves, form a board and give it power and support it financially.

Governor Gardiner was particularly interested in the subject of the control of pollution of waters in rivers and bays.

#### SENATOR MOSES ADDRESSES THE BANQUET

Senator Moses in his address said in part, "The problem of coast erosion is one which engages the interest of both the Atlantic and Pacific seaboard. The cause of the damage is done, not only to material problems, but to the scenic attractiveness of the coast line. The question is one of almost equal consequence with a problem, which arises in con-

nection with our river and harbors department. Some of these states, notably New Jersey and New Hampshire, have already taken steps to avert the disaster which surely impends unless steps are presently taken to protect the integrity of our northern coast line. This is the section which is most exposed to the ravages of extreme storm perils, and the credit belongs to your own Representative from Hampton, Mr. Charles Francis Adams, for the State Commission and the important work it is doing.

"Massachusetts, too, has named a commission to deal with this subject and New Hampshire earnestly seeks the closest of co-operation with her elder and southern neighbor.

"If Massachusetts and New Hampshire together should move promptly and vigorously to secure a federal appropriation for the purposes which the American Shore and Beach Preservation Association has in mind, I feel sure that we cannot fail to have the ultimate approval of Congress."

At the final session of the association President Smith took the opportunity to invite the New Hampshire commission to visit New Jersey where a problem similar to Hampton's has been successfully solved.

"You will find us ready and willing to serve you, to give you access to our records and our files and to assist you in developing this great beach," he declared.

"The association has endeavored, in its two-day session, to demonstrate what has been done in the few years of its organization. We have been glad to place this material in your hands. And I may say at this time that you have helped us also. I was greatly impressed by your parallel highways, one running a few miles back from the shore and the other following the winding coast line.

"You have worked out a very fine plan of having the view from your shore road unobstructed."

#### CONTINUING THE COMMISSION'S REPORT

The engineering features of the Hampton problem as presented in the study by Victor Gelineau, who is the chief engineer of the New Jersey Board of Commerce and Naviga-

tion, was along the lines on which your commission is working. This engineer's suggestion that the present Legislative Commission be made a permanent state agency, similar to those in New Jersey and several other states is unanimously approved by the members in this report, because the work devolving upon the state agency while in co-operation with this Government and later in working and the development of the harbor, river and marsh projects for the highest return to the State must necessarily cover an extended period of time.

The three stages through which, as Gelineau says, the best results can be obtained were early recognized and adopted by your commission and its work for the immediate future is in co-operation with the Federal Board created at the last session of Congress for the study of coast erosion problems and providing remedies therefor. This board is composed of four army engineers with Gen. Lytle Brown of Washington, Chairman and Chief Engineer; and three civilians, Victor Gelineau, C. E., New Jersey; Prof. Thorn-dyke Seville of the University of North Carolina and Gen. Richard H. Hale of Massachusetts. These civilian members of the Board are all members of the American Shore and Beach Preservation Association and are more or less familiar with the Hampton problem and are heartily in sympathy with the work which this commission has undertaken in behalf of the state of New Hampshire.

For a long time to come the state agency must be in close co-operation with the National Board, with consultations at Hampton Beach, Boston and Washington.

The larger share of the cost will be borne by the Federal government, but under the terms of the congressional act some share must be borne by the state of New Hampshire. However, if the results expected are realized the cost will be insignificant in comparison with the value of the service to New Hampshire. The conditions at Hampton Beach are desperate. Unless remedial work is undertaken at early date a very large section of New Hampshire's most valuable seacoast will be utterly destroyed.

## CO-OPERATIVE NATIONAL AND STATE PROJECT

The very nature of the work as well as its magnitude makes it essentially a co-operative national and state project, but it is largely owing to the creation by our legislature in 1927 of this commission that there is now a Federal board to bring to New Hampshire financial and engineering assistance in this hour of need. The least that New Hampshire can do, then, in our belief, is to meet the government part way with a permanent commission and the small appropriation which is necessary to begin study and remedial work.

## COMMERCIAL DEVELOPMENT

Following the construction work necessary to check erosion and reclaim the lost shore front, will be the commercial development of the Hampton river and the adjoining marsh lands and the first steps in the project have already been taken by your commissioners.

Through the efforts of the New Hampshire delegation in Congress under leadership of Senators Moses and Keyes an item was inserted in the River and Harbor bill of 1930 authorizing a survey of the Hampton project. Under that authority we petitioned the District Engineers of the War Department at Boston for a public hearing which was accorded us and Col. Cheney and Col. Park were assigned to the case.

ENGINEER GROVER PRESENTS CASE TO GOVERNMENT  
ENGINEERS

Through our commission's engineer, Mr. W. A. Grover, our case was most ably presented and we are happy to state brought a favorable report to the chief engineer at Washington. The full board, however, has temporarily held up the commercial project yet leaving us in good standing to go forward with this phase when the erosion and harbor work is completed.

New Hampshire is the first state to seek federal aid under the recent act of Congress and the first step was taken on

Monday, February 8, when a conference was held between Mr. W. A. Grover, the commission's engineer, and the engineers of the War Department in accordance with the requirements of the National Erosion Act. From now on the work will be of a co-operative nature and will be pushed as rapidly as possible that the real work of construction may begin.

Your commission therefore makes the following recommendations and urgently prays that they be granted by the 1931 Session of the Legislature:

#### RECOMMENDATIONS

1. That New Hampshire legally may meet the requirements of a state agency under the terms of the National Erosion Act of 1930 and placed upon an equal footing with similar state agencies in the several states the legislative commission of coast erosion and marsh development be made a permanent state agency to be hereafter known as the New Hampshire Shore and Beach Preservation and Development Commission. The membership of the Coast Erosion and Marsh Development Commission as now constituted shall be the membership of the New Hampshire Shore and Beach Preservation and Development Commission and vacancies hereinafter occurring in said commission shall be filled by appointment of the Governor, by and with the advice and consent of his Council. The said members of the commission shall serve without pay; provided, however, the Secretary of the Commission, acting as an executive officer, may be entitled to compensation in a sum not exceeding \$750 per annum, and members may be entitled to a per diem compensation for actual attendance at conferences and their legitimate expenses.

2. That the sum of \$3000 be appropriated to cover the foregoing expenses and such share of the cost of erosion study as may be required by the national erosion board from the New Hampshire Commission.

3. That all the authority conferred upon the legislative commission by Joint Resolution, chapter 273 of the Laws of



1929, be conferred upon the New Hampshire Shore and Beach Preservation and Development Commission, together with such other authority as will establish the said commission as the legal representative of the state of New Hampshire in all matters pertaining to coastal improvements.

GEO. H. MOSES,  
GEORGE ASHWORTH,  
WM. A. GROVER,  
FRED L. WEARE,  
ERNEST G. COLE,  
F. E. EVERETT,  
CHARLES FRANCIS ADAMS.

The report was accepted.

On motion of Mr. Price of Lisbon the reading of the report was dispensed with.

On motion of the same gentleman the clerk was instructed to procure 500 copies of the report in pamphlet form.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announce that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills:

House Bill No. 61, An act relative to the use of state armories.

House Bill No. 80, An act relating to regulation of aviation.

House Bill No. 104, An act to incorporate the Chickawolnepy Dam and Improvement Company.

House Bill No. 256, An act regulating the grading and packing of apples.

House Bill No. 297, An act relating to the issue of bonds or notes for water or sewer purposes by the town of Gorham.

The message further announced that the Senate had voted to adopt the amendment offered by the Committee on Engrossed Bills, to the following House Joint Resolution,



in the adoption of which amendment the Senate asked the concurrence of the House of Representatives:

House Joint Resolution No. 24, Joint resolution for resurvey of southern New Hampshire by the U. S. Geological Survey.

Amend said resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of twenty-five thousand dollars (\$25,000) be and hereby is appropriated during the biennium ending June 30, 1933, for a resurvey of thirteen hundred and sixty square miles in southern New Hampshire by the United States Geological Survey, provided the federal government by its duly authorized agents apportions a like amount to be expended for the same purpose, and the sum so appropriated by the state shall be a charge upon the highway funds.

On motion of Mr. Shaw of Chichester the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

The message also announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asked the concurrence of the House of Representatives:

House Bill No. 180, An act relating to annual reports of county officers.

Amend section 1 of the bill by adding at the end thereof the following paragraph: "Any official who fails to comply with the provisions of this act shall be punished by a fine of Twenty-five Dollars (\$25.00); said fine to be paid to the treasurer of the county of which said officer is an official;" so that said section as amended shall read:

1. *Publication.* Section 1 of chapter 41 of the Public Laws is hereby amended by striking out at the end of said section the words "in the month of January following" and substituting therefor the following: "during or before the month

of February following;" so that said section as amended shall read as follows: 1. *Making; Publication.* The sheriff, the jailer, the physician, the clerk of court, the solicitor, the treasurer, the county commissioners and the superintendent of the county farm of each county shall make up their several reports to the close of December thirty-first, annually, and the same shall be printed together in pamphlet form during or before the month of February following.

Any official who fails to comply with the provisions of this act shall be punished by a fine of Twenty-five Dollars (\$25.00); said fine to be paid to the treasurer of the county of which said officer is an official.

On motion of Mr. Shaw of Chichester the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

#### ORDER VACATED

On motion of Mr. Leith of Lancaster.

*Resolved,* That the rules be so far suspended as to permit Senate Bill No. 37, An act establishing county commissioner districts in the county of Coos, to be recalled from the Judiciary and referred to the Coos County Delegation.

#### VOTE RECONSIDERED

Mr. Small of Rochester asked unanimous consent that the vote whereby the House passed House Joint Resolution No. 7, Joint resolution for the reconditioning of a farm to market highway in the town of Barrington be reconsidered.

The question being on the motion to reconsider.

(Discussion ensued)

On a *viva voce* vote the motion prevailed.

The question being

Shall the bill pass?

On motion of Mr. Small of Rochester the bill was put back

upon its second reading and recommitted to the Committee on Appropriations.

On motion of Mr. Grant of Weare at 12:25 o'clock the House adjourned.

## AFTERNOON

### THIRD READINGS

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 264, An act relating to the dates of village district meetings and town meetings in the town of Bethlehem.

House Bill No. 275, An act relating to hawkers and peddlers.

House Bill No. 314, An act relative to the expiration of licenses for the practice of chiropractic.

House Joint Resolution No. 52, Joint resolution providing for the permanent improvement of the road in Wakefield leading from Wakefield Corner towards East Wakefield and Woodman.

House Joint Resolution No. 83, Joint resolution for the improvement of the highway in the town of Hampstead leading from Hampstead village through Salem to Lawrence, Massachusetts.

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 23, An act relating to the conveying of certain land and water in the town of Wolfeboro to that town.

Read a third time and passed and sent to the Secretary of State to be engrossed.

On motion of Miss Story of Manchester at 3:10 o'clock the House adjourned.

## WEDNESDAY, MARCH 4, 1931.

The House met at 11 o'clock.

Prayer was offered by the Rev. Daniel M. Welch of Andover.

## LEAVES OF ABSENCE

Mr. Smith of Campton was granted leave of absence for the week on account of death in his family.

Mr. Wilder of Gilsum was granted leave of absence for the week on account of illness.

Mr. Nickerson of Madison was granted leave of absence for Thursday on account of important business.

Mr. Shaw of Chichester was granted leave of absence for the day on account of attendance upon a funeral.

## COMMITTEE REPORTS

Mr. Henderson of Durham for Committee on Engrossed Bills to whom was referred Senate Bill No. 42, An act to allow the taking of bass in Partridge lake, reported the same under Joint Rule No. 6, with the following amendment and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Partridge Lake.* Amend section 7, chapter 200 of the Public Laws, as amended by chapters 23 and 95 of the Laws of 1929, by adding at the end of said section the following: "Black bass of any size and in any quantity may be taken and possessed at any time from the waters of Partridge lake in the towns of Littleton and Lyman," so that said section as amended shall read as follows: 7. Black Bass. Black bass not less than nine inches in length may be taken and possessed from July first to January first, except that in Lake Sunapee bass may in addition be taken by the use of artificial flies, without weight, by casting only, from June fifteenth to July first. A person may take in one day a total of not more than ten pounds of black bass provided that if he has taken less than ten pounds he shall be entitled to

take one additional fish. Black bass of any size and in any quantity may be taken and possessed at any time from the waters of Partridge lake in the towns of Littleton and Lyman.

The report was accepted, the amendment adopted and the bill sent to the Honorable Senate for concurrence in the adoption of the amendment.

Mr. Henderson of Durham for the Committee on Engrossed Bills, to whom was referred House Bill, No. 180, An act relating to annual reports of county officers, reported the same under Joint Rule No. 6, with the following amendment and recommended that the bill as amended ought to pass.

Amend said bill by striking out Section 1 and inserting in place thereof the following:

1. *County Officers, Annual Reports.* Amend Section 1 of Chapter 41 of the Public Laws by striking out all of said section after the word "form" in the fifth line and inserting in place thereof the following, "before or during the month of February following. Whoever violates any provision of this section shall be fined twenty-five dollars, said fine to be paid to the treasurer of the county of which said person is an official", so that said section as amended shall read as follows: 1. *Making; Publication; Penalty.* The sheriff, the jailer, the physician, the clerk of court, the solicitor, the treasurer, the county commissioners and the superintendent of the county farm of each county shall make up their several reports to the close of December thirty-first, annually, and the same shall be printed together in pamphlet form before or during the month of February following. Whoever violates any provision of this section shall be fined twenty-five dollars, said fine to be paid to the treasurer of the county of which said person is an official.

The report was accepted, the amendment adopted and the bill sent to the Honorable Senate for concurrence in the adoption of the amendment.

Mr. Morrison of Gorham, for the Committee on Appropriations, to whom was referred House Joint Resolution

No. 75, A joint resolution for the improvement of the main road from New Ipswich to Sharon and Peterborough in the town of New Ipswich, reported the same with the following amendments, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out the word "is" in line 2 and inserting in place thereof the word "are"; further amend said resolution by striking out the words "in accordance with Chapter 84 of the Public Statutes, and shall be a charge on the highway funds," in lines 8 and 9 and inserting in place thereof the words "and the sums appropriated by the state shall be a charge upon the highway funds" so that said resolution as amended shall read as follows: That the sum of ten thousand dollars for the year 1931, and a like sum for the year 1932 be and hereby are appropriated on condition that the town of New Ipswich appropriate five thousand dollars for each of the two years, for the improvement of the main road from New Ipswich to Sharon and Peterboro in the town of New Ipswich. Said sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner and the sums appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendments adopted and the joint resolution ordered to a third reading.

Mr. Plumer of Alexandria for the Committee on Appropriations to whom was referred House Joint Resolution No. 47, A joint resolution relative to permanent improvement of the road in Meredith leading from New Hampton line to Meredith, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out the words "maintenance fund as provided under chapter 84 of the Public Laws" in lines 11 and 12 and inserting in place thereof the words "highway funds" so that said resolution as amended shall read as follows: That the sum of four thousand dollars (\$4,000) for the year 1931 and a like sum for the year 1932 be



and hereby are appropriated for the permanent construction and improvement of the road in the town of Meredith leading from the New Hampton line to Meredith, by Wiewas Lake house to left, down shore of Waukewan lake, out Waukewan street to Daniel Webster highway, Main street, in Meredith, provided that the town of Meredith shall appropriate a like amount for each of the said two years. The sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner, and the sums appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

Mr. Emerson of Hampstead for the Committee on Appropriations to whom was referred House Joint Resolution No. 44, A joint resolution for the reconditioning of the Dover to Manchester highway in the town of Madbury, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Haynes of Deerfield for the Committee on Appropriations to whom was referred House Joint Resolution No. 48, a joint resolution in favor of Perry T. Hastings, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Morrison of Gorham for the Committee on Appropriations to whom was referred House Joint Resolution No. 68, A joint resolution for the completion of a farm to market highway in the town of Northwood, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted with the joint resolution ordered to a third reading.

Mr. Emery of Rochester for the Committee on Judiciary to whom was referred House Bill No. 274, An act relating to

investments by guardians, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of House Bill No. 274 by inserting at the beginning thereof the word "*Amendment*," so that said section as amended shall read:

1. *Amendment.* Clause 11 of Section 22 of Chapter 290 of the Public Laws is hereby amended by adding at the end of said clause the following; or in the savings department of a national bank or trust company located in this State, so that said section as amended shall read as follows:—

22. *Approved Classes.* Every guardian of a minor shall invest, in the name of his ward, or in his own name as guardian, the money and the proceeds of all real and personal property of his ward not required for the ward's support in the following described classes of property only.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Bill No. 161, An act relative to freeing Eliot toll bridge, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 316, An act relating to inspection and licensing of ferry boats, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled Bill, House Bill No. 317, An act relating to the appointment of highway agents by selectmen, with the recommendation that the bill be referred to the committee on Judiciary.

The report was accepted, the bill read a first and second

time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 318, An act to exempt from taxation the Nashaway Woman's Club, with the recommendation that the bill be referred to the Committee on Ways and Means.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Ways and Means.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 32, A joint resolution for the improvement of the Steele's Hill road leading from the Bay meeting-house to the Meredith line, in the town of Sanbornton, reported the same with the following amendments, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out the words and figures "three thousand dollars (\$3000)" in line 1 and inserting in place thereof the words and figures "one thousand dollars (\$1000)"; further amend said resolution by striking out the words and figures "one thousand dollars (\$1000)" in lines 3 and 4 and inserting in place thereof the words and figures "five hundred dollars (\$500)"; further amend said resolution by striking out the words "maintenance fund as provided by chapter 84 of the Public Laws" and inserting in place thereof the words "highway funds" so that said resolution as amended shall read as follows: That the sum of one thousand dollars (\$1000) for the year 1931 and a like sum for the year 1932 be and hereby are appropriated on condition that the town of Sanbornton appropriates five hundred dollars (\$500) for each of the two years, for the improvement of the Steele's Hill road, so-called, leading from the Bay meeting-house to the Meredith line, in the town of Sanbornton. Said sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner, and the sums appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendments adopted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 25, A joint resolution in favor of a breakwater at Hampton beach, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Pratt of Whitefield for the Committee on Soldiers' Home to whom was referred House Joint Resolution No. 101, A joint resolution in favor of the New Hampshire Soldiers' Home, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Blandin of Bath for the Committee on Ways and Means to whom was referred House Bill No. 300, An act relating to institutional exemptions, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Blandin of Bath for the Committee on Ways and Means to whom was referred House Bill No. 271, An act to exempt from taxation the property of the Exeter hospital of Exeter, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Henderson of Durham for the Committee on Appropriations to whom was referred House Joint Resolution No. 17, A joint resolution providing for the permanent improvement of the Tuftonborough Neck road, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 288, An act to close certain brooks to fishing in the township of Success, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 by striking out all of said section and inserting in place thereof a new section 1 to read as follows: "1. *Township of Success.* Fishing is hereby prohibited for a period of three years from the passage of this act, in the following brooks, crossing the road between Berlin and Success pond, between said road and their sources, Bean, Thompson, Meadow, Goose Eye, Clay and Stearns South Branch."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Leith of Lancaster for the Committee on Appropriations to whom was referred House Joint Resolution No. 58, A joint resolution for the permanent improvement of the main highway known as Derry road, leading from the Haverhill road to the Danville line in the town of Kingston, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The question being on the resolution reported by the Committee.

On motion of Mr. Cheney of Danville the joint resolution and the accompanying report were laid upon the table.

Mr. Clow of Wolfeboro for the Committee on Appropriations to whom was referred House Joint Resolution No. 74, A joint resolution for the reconditioning of a farm to market highway in the town of Farmington, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Quimby of Laconia for the Committee on Appropriations to whom was referred House Joint Resolution No. 79, A joint resolution for the permanent improvement



of the main highway known as Derry road leading from the Danville church to the Kingston line in the town of Danville, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The question being on the resolution reported by the committee.

Mr. Cheney of Danville moved that the joint resolution and the accompanying report be laid upon the table.

On a *viva voce* vote the motion did not prevail.

The question being on the resolution reported by the committee.

On a *vive voce* vote the resolution was adopted.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 190, An act providing for the propagation of lobsters, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Pray of Portsmouth for the special committee consisting of the delegation from the city of Portsmouth to whom was referred House Bill No. 272, An act authorizing the city of Portsmouth to provide pensions for school teachers, reported the same in a new draft with the recommendation that the bill in its new draft, ought to pass.

The report was accepted, the bill in its new draft read a first and second time, and laid upon the table to be printed.

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bill:

House Bill No. 282, An act legalizing the town meeting of the town of Holderness held Tuesday, March 11, 1930.

The report was accepted.

#### FORWARDING OF BILLS

House Bill No. 115 (in new draft), an act relating to the practice of pharmacy and the sale of drugs.



Taken from the table.

Mr. Hammond of Manchester moved that the bill be referred to the Committee on Judiciary.

The question being on the motion of Mr. Hammond.

(Discussion ensued)

On a *viva voce* vote the motion prevailed.

House Bill No. 116, An act authorizing the taking of land and easements in land by eminent domain for airports.

Taken from the table.

On motion of Mr. Duncan of Jaffrey the bill was re-committed to the Committee on Judiciary.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bill:

House Bill No. 282, An act legalizing the town meeting of the town of Holderness held Tuesday, March 11, 1930.

The message further announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following house bills, in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 61, An act relative to the use of state armories.

Amend section 1 of said bill by striking out the first five lines of said section and inserting in place thereof the following.

1. *Amendment.* Amend chapter 124 of the Public Laws by adding after section 101 the following new sections:

Further amend said section 1 by striking out the figure "102" in the sixth line and inserting in place thereof the figure, "101-a".

Further amend said section 1 by striking out the figure "103" in the seventeenth line and inserting in place thereof the figure, "101-b".

Further amend said section 1 by striking out the figure

"102" in the twenty-first line and inserting in place thereof the figure, "101-a".

Amend section 2 of said bill by striking out the first four lines of said section and inserting in place thereof the following:

2. *Amendment.* Amend section 103 of said chapter 124, as amended by section 1, chapter 185 of the Laws of 1929, by striking out the whole thereof and inserting in place thereof the following:

Further amend said section 2 by striking out the figure "105" in the fifth line and inserting in place thereof the figure, "103".

On motion of Mr. Baker of Concord the reading of the amendments was dispensed with.

On a *viva voce* vote the amendments were adopted.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 256, An act regulating the grading and packing of apples.

Amend section 3 of said bill by striking out the first two lines thereof and inserting in place thereof the following:

"3. Minimum Size Marked on Packages. Amend said chapter by inserting after section 5 the following new section: 5-a. Exception."

On a *viva voce* vote the amendment was adopted.

The bill was then sent to the Secretary of State to be engrossed.

The message also announced that the Senate has passed the following entitled bill, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 63, An act to enable the town of Newport, New Hampshire, to refund its indebtedness.

#### SENATE BILL READ AND REFERRED

Senate Bill No. 63, An act to enable the town of Newport, New Hampshire, to refund its indebtedness.

Read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

## RESOLUTION

On motion of Mr. Hutchins of Stratford:

*Resolved*, That Whereas, The National Commander of the American Legion, Ralph T. O'Neil, will be the guest of the World War Veterans of this state on March 17,

*Be it resolved*, That Commander O'Neil be and hereby is invited to address the members of this House at 11:05 a.m. on March 17, and

*Be it further resolved*, That his Excellency, the Governor, the Honorable Council, and the Honorable Senate be invited to join with us upon that occasion.

## UNFINISHED BUSINESS

Mr. Price of Lisbon called for the unfinished business House Bill No. 62, An act extending the powers of the insurance commissioner.

The question being.

Shall the report of the minority that the bill ought to pass in a new draft be substituted for the report of the majority that it is inexpedient to legislate?

(Discussion ensued)

Mr. Small of Rochester moved that the bill and reports be indefinitely postponed.

The question being in the motion of Mr. Small.

(Discussion ensued)

Mr. Carter of Nashua moved the previous question.

The question being

Shall the main question now be put?

On a *vive voce* vote the previous question was ordered.

The question being

Shall the bill and reports be indefinitely postponed?

Mr. Ross of Lebanon asked for a division.

A division being had the vote was declared manifestly in the negative.

The question being

Shall the report of the minority be substituted for the report of the majority.

On a *vive voce* vote the affirmative prevailed.

The bill in its new draft was then read a first and second time and laid upon the table to be printed.

On motion of Mr. Pingree of Berlin the printing of the bill was dispensed with.

Mr. Small of Rochester moved that the bill be referred to the Committee on Appropriations.

On a *viva voce* vote the motion did not prevail.

The bill was then referred to the Committee on Appropriations under the rules.

On motion of Mr. Duncan of Jaffrey at 12:20 o'clock the House adjourned.

#### AFTERNOON

The House met at 3 o'clock.

#### THIRD READINGS

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 271, An act to exempt from taxation the property of the Exeter hospital of Exeter.

House Bill No. 274, An act relating to investments by guardians.

House Bill No. 288, An act to close certain brooks to fishing in the township of Success.

House Bill No. 300, An act relating to institutional exemptions.

House Joint Resolution No. 44, Joint resolution for the reconditioning of the Dover to Manchester highway in the town of Madbury.

House Joint Resolution No. 47, Joint resolution relative to permanent improvement of the road in Meredith leading from New Hampton line to Meredith.

House Joint Resolution No. 48, Joint resolution in favor of Perry T. Hastings.

House Joint Resolution No. 68, joint resolution for the completion of a farm to market highway in the town of Northwood.

House Joint Resolution No. 75, Joint resolution for the improvement of the main road from New Ipswich to Sharon and Peterborough in the town of New Ipswich.

Severally read a third time and passed and sent to the Senate for concurrence.

#### RESOLUTIONS

On motion of Mr. Lee of Concord.

*Resolved*, That, whereas, Tuesday March 10, is town meeting day, be it resolved that the regular session on next Tuesday, March 10th, be omitted and be it further resolved that this House be in session March 11, 12 and 13, for the usual transaction of business.

*And be it resolved*, That when the House adjourns from morning session on Thursday, March 5, it be to meet at 9:00 o'clock on Friday morning. When it adjourns on Friday it be to meet on Monday evening at 7:30 o'clock. And when it adjourns on Monday evening it be to meet on Wednesday morning at 11:00 o'clock.

On motion of Mr. Wilson of Manchester.

*Resolved*, That the rules be suspended and the printing of Senate Bill No. 63, An act to enable the town of Newport, New Hampshire, to refund its indebtedness, and its reference to a committee be dispensed with and the bill made in order for a third reading and passage at the present time.

The bill was then read a third time and passed and sent to the Secretary of State to be engrossed.

On motion of Miss Greenfield of Rochester at 3:20 o'clock the House adjourned.

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#### THURSDAY, MARCH 5, 1931.

The House met at 11 o'clock.

Prayer was offered by Rev. Harold M. Frye of Dalton.

#### LEAVES OF ABSENCE

Mr. Weston of Milford was granted leave of absence for the day on account of attendance upon a funeral.

Mr. Johnson of Antrim was granted leave of absence for the day on account of illness.

Mr. Frye of Dalton was granted leave of absence for next week on account of important business.

MR. PRICE OF LISBON IN THE CHAIR  
COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 23, An act relating to the conveying of certain land and water in the town of Wolfeboro to that town.

House Bill No. 22, An act relating to diseases of domestic animals.

House Bill No. 61, An act relative to the use of state armories.

House Bill No. 256, An act regulating the grading and packing of apples.

House Joint Resolution No. 24, joint resolution for resurvey of southern New Hampshire by the United States Geological Survey.

The report was accepted.

Mr. Frazer of Monroe for the Committee on Agriculture to whom was referred House Bill No. 299, An act relating to the suppression of gypsy and brown-tail moths, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Frazer of Munroe for the Committee on Agriculture to whom was referred Senate Bill No. 35, An act relating to destruction of wild flowers, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out section 2 and renumbering section 3 section 2.



The report was accepted.

The question being on the amendment.

Mr. Hammond of Manchester moved that the bill be referred to the Committee on Judiciary.

The question being on the motion of Mr. Hammond.

(Discussion ensued)

On motion of Mr. Small of Rochester the bill was indefinitely postponed.

Mr. Dickinson of Swanzey for the Committee on Appropriation to whom was referred House Joint Resolution No. 71, A joint resolution providing for the improvement of the highway from Kelley's corner over the old stage line to Loudon village, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Worthen of Manchester for the Committee on Appropriations to whom was referred Senate Joint Resolution No. 3, A joint resolution for the recodification and simplification of the fish and game laws, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Blake of Concord for the Committee on Banks to whom was referred House Bill No. 123, An act to incorporate the City Savings Bank of Berlin, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries & Game to whom was referred House Bill No. 121, An act relating to the taking of deer in the county of Rockingham, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 by striking out the whole of said section and inserting in place thereof a new section 1 which shall read as follows: 1. Amend section 2, chapter 198 of the Pub-

lie Laws as amended by section 1, chapter 55, Laws of 1927, by inserting in line 5 before the word "so" and again in line 12 after the word "sixteenth" the words "in the county of Rockingham from December fifteenth to January first," so that said section as amended shall read as follows:

1. Deer. Amend section 2, chapter 198 of the Public Laws by inserting after the word "sixteenth" and before the word "and" in the fifth line of said section the following: in the county of Cheshire from December first to December sixteenth; in the county of Rockingham from December fifteenth to January first, so that said section as amended shall read as follows: 2. Taking. Time. Wild deer may be captured or taken after 5 a.m. and before 6 p.m. as follows: In the county of Coos from October fifteenth to December first; in the county of Grafton from November first to December sixteenth; in the county of Carroll from November fifteenth to December sixteenth; in the county of Cheshire from December first to December sixteenth; in the county of Rockingham from December fifteenth to January first, and from all other counties in the state from December first to January first.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 286, An act amending chapter 198 of the Public Laws and limiting the taking of raccoon, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the word "tenth" in line 10 and inserting in place thereof the word "twentieth" so that said section as amended shall read as follows: 1. *Limitation.* Section 17 of chapter 198 of the Public Laws is hereby amended by adding at the end of the said section the following: No person shall in any manner take more than ten raccoon in any one season; so that said section as amended shall read as follows: 17. *Taking.* Sable, otter, fisher, mink, marten, muskrat, skunk or fox

may be taken and possessed from October tenth to March first, from the counties of Coos, Carroll and Grafton, and elsewhere from November first to March first. Raccoon may be taken with the aid or by the use of traps set under the restrictions of this title from October twentieth to January first in the counties of Coos, Carroll and Grafton, and from November first to January first in the other counties of the state. No person shall in any manner take more than ten raccoon in any one season.

The report was accepted and the amendment adopted.

On motion of Mr. Duncan of Jaffrey the title was amended by striking out the words

“Amending Chapter 198 of the Public Laws and”

The bill was then ordered to a third reading.

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred House Bill No. 153, An act constituting a state police force, reported the same in a new draft with the recommendation that the bill in its new draft be re-committed to the Committee on Judiciary.

The report was accepted, the bill in its new draft read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mrs. Morris of Lancaster for the Committee on Judiciary to whom was referred House Bill No. 278, An act relating to powers of voluntary corporations, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bickford of Manchester for the Committee on Judiciary to whom was referred House Bill No. 279, An act relative to stockholders in dividend-paying corporations voting by proxy, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Leahy of Claremont for the Committee on Judiciary to whom was referred Senate Bill No. 38, An act relative to the trustees of the Protestant Episcopal Church in New

Hampshire, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Adams of Hampton for the Committee on Laconia State School to whom was referred House Joint Resolution No. 53, A joint resolution relating to Laconia State School, reported the same with the following amendments, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out the words and figures "fifty-six thousand dollars (\$56,000)" in line 1 and inserting in place thereof the words and figures "forty-three thousand dollars (\$43,000)"; further amend said resolution by striking out the words and figures "coal conveyors, the construction of a side track and coal sheds, \$13,000.00" in lines 3 and 4 so that said resolution as amended shall read as follows: That the sum of forty-three thousand dollars (\$43,000) for the special expenses of Laconia State School for the years 1931-1932 be and hereby is appropriated as follows: Repairs and additions to sewage disposal plant and completion of piggery, \$10,000.00; construction and equipment of a fire-proof cow barn, \$33,000.00; said sums to be expended under the direction of the governor and council, and the governor is hereby authorized to draw his warrant for said sums out of any money in the treasury not otherwise appropriated.

The report was accepted, the amendments adopted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Wellman of Keene for the Committee on Military Affairs to whom was referred Senate Bill No. 9, in new draft, An act relating to the New Hampshire Soldiers' Home reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time, and laid upon the table to be printed.

Miss Doe of Rollinsford for the Committee on Revision

of the Statutes to whom was referred House Bill No. 176, An act in amendment of Chapter 42 of the Public Laws relating to the terms of office of members of zoning boards of adjustment, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend section 1 by striking out in line 16 the figure "2" and inserting in place thereof the following "55a." Further amend by renumbering section 3 section 2.

The report was accepted and the amendments adopted.

On motion of Mr. Duncan of Jaffrey the title was amended by striking out the words "in amendment of Chapter 42 of the Public Laws."

The bill was then ordered to a third reading.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Bill No. 295, An act designating a certain highway in the town of Barnstead for state aid improvement, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 319, An act authorizing the city of Dover to provide pensions for school teachers, with the recommendation that the bill be referred to the Committee on Education.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Education.

Mr. Wilson of Manchester for the Committee on Rules, reported the following entitled bill, House Bill No. 320, An act relating to the liability of towns for damages happening in the use of highways, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules,



reported the following entitled bill, House Bill No. 321, An act protecting persons in the use of highways, with the recommendation that the bill be referred to the Committee on Revision of the Statutes.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of the Statutes.

Mr. Wilson of Manchester for the Committee on Rules, reported the following entitled bill, House Bill No. 322, An act relating to the preservation of public records, with the recommendation that the bill be referred to the Committee on State Library.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on State Library.

Mr. Wilson of Manchester for the Committee on Rules, reported the following entitled bill, House Bill No. 323, An act amending the rate of taxation upon incomes, with the recommendation that the bill be referred to the Committee on Ways and Means.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Ways and Means.

On motion of Mr. Carter of Nashua, the rules were suspended, the order covering the printing of the bill vacated and the bill recommitted to the Committee on Rules.

Mr. Wilson of Manchester for the Committee on Rules reported the following Joint Resolution, House Joint Resolution No. 111, A joint resolution appropriating money for improvements at the state prison, with the recommendation that the joint resolution be referred to the Committee on Appropriations.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 112, A joint resolution relative to financial aid



to agricultural fairs, with the recommendation that the joint resolution be referred to the Committee on Agriculture.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Agriculture.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 113, A joint resolution for the improvement of the highway from Loudon Village over the old stage mail line to Kelley's Corner in Gilmanton, with the recommendation that the joint resolution be referred to the Committee on Roads, Bridges and Canals.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Roads, Bridges and Canals.

Mr. Fowler of Franklin for the committee consisting of the delegation from the city of Franklin, to whom was referred House Bill No. 265, An act authorizing the city of Franklin to issue bonds for the purpose of funding the indebtedness incurred by it in replacing Republican bridge over the Pemigewasset river in said city, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

#### THE SPEAKER IN THE CHAIR

Mr. Shaw of Chichester for the Committee on Appropriations to whom was referred House Joint Resolution No. 46, A joint resolution to provide for an addition to the state library, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bell of Plymouth for the Committee on Appropriations to whom was referred House Bill No. 67, An Act relating to assistants in the office of the assistant attorney-general, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Rowell of Newport for the Committee on Appropriations to whom was referred House Bill No. 70, An act relative to a retirement system for New Hampshire teachers, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Alexandria for the Committee on Appropriations to whom was referred House Bill No. 109, An act relating to the salary of the secretary of the Board of Public Welfare, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 66, An act relative to the legal catch of brook trout, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bean of Concord for the Committee on Fisheries and Game, to whom was referred Senate Bill No. 31, An act relating to taking aureolus or golden trout, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred Senate Joint Resolution No. 2, A joint resolution relating to the recodification of the fish and game laws, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate, subject matter being covered by Senate Joint Resolution No. 3.

The report was accepted and the resolution of the committee adopted.

Mr. Hutchins of Stratford for the Committee on Judiciary to whom was referred House Bill No. 142, An act relating to returns of business corporations, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate, the subject matter being covered by another bill.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 65, An act relating to the disposal of automobile fees and fines, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 95, An act regarding the parole of prisoners, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred Senate Bill No. 8, An act amending chapter 324 of the Public Laws, relating to sheriffs, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

#### RESOLUTION

On motion of Mr. Duncan of Jaffrey:

*Resolved*, That the rules of the house be so far suspended as to make business in order for 3 o'clock today in order at a special session today to be called immediately at the close of the morning session.

Mr. Emerson of Hampstead for the Committee on Appropriations to whom was referred House Bill No. 147, An act to establish a probation department in the State Board of Public Welfare, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The question being in the resolution reported by the Committee.

Mr. Carter of Nashua moved to amend the report of the Committee by striking out the words "Inexpedient to legislate" and substituting therefor the words "ought to pass"; and with that motion pending, moved that the bill and the accompanying report be laid upon the table and be made a special order for Wednesday, March 11, at 11:01 a.m.

On a *vica voce* vote the motion did not prevail.

Mr. Carter of Nashua demanded the yeas and nays but subsequently withdrew his demand and asked for a division.

A division being had 24 members voted in the affirmative and 175 members voted in the negative and a quorum of the House not being present at 11:50 o'clock the House was declared adjourned and the bill with the pending motion went into unfinished business.

The House was immediately called to order.

#### THIRD READINGS

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 299, An act relating to the suppression of gypsy and brown-tail moths.

House Bill No. 123, An act to incorporate the City Savings Bank of Berlin.

House Bill No. 121, An act relating to the taking of deer in the county of Rockingham.

House Bill No. 286, An act limiting the taking of raccoon.

House Bill No. 278, An act relating to powers of voluntary corporations.

House Bill No. 279, An act relative to stockholders in dividend-paying corporations voting by proxy.

House Bill No. 295, An act designating a certain highway in the town of Barnstead for state aid improvement.

House Bill No. 176, An act relating to the terms of office of members of Zoning Boards of Adjustment.

House Joint Resolution No. 71, Joint resolution providing for the improvement of the highway from Kelley's Corner over the old stage line to Loudon Village.

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 38, An act relative to the trustees of the Protestant Episcopal Church in New Hampshire.

Senate Joint Resolution No. 3, Joint resolution for the recodification and simplification of the Fish and Game Laws.

Severally read a third time and passed and sent to the Secretary of State to be engrossed.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate has voted to concur with the House of Representatives in its adoption of the amendments proposed by the Committee on Engrossed Bills to the following entitled bill:

House Bill No. 22, An act amending chapter 187 of the Public Laws and appropriating money for the diseases of animals.

The message also announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills:

House Bill No. 14, An act to establish a new apportionment for the assessment of public taxes.

House Bill No. 137, An act relating to the construction of highway bridges.

House Bill No. 136, An act relative to maintenance of trunk line and state aided highways by municipalities.

House Bill No. 189, An act relating to the taxation of income from interest and dividends.

On motion of Mr. Pingree of Berlin the vote whereby the printing of House Bill No. 62, in new draft, An act extending the powers of the Insurance Commissioner, was dispensed with was reconsidered and the Clerk directed to procure the usual number of printed copies.

On motion of Mr. Small of Rochester at 12:03 o'clock the House adjourned.

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FRIDAY, MARCH 6, 1931.

The House met at 9:00 o'clock according to adjournment.

The following letter was read by the clerk.

Portsmouth, N. H., March 6, 1931.

*Mr. Clarence A. DuBois,*  
*Concord, N. H.*

DEAR SIR:

I shall be unable to attend the session on Friday morning. Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH,

*Speaker.*

On motion of Mr. Lamson of New London at 9:01 o'clock the House adjourned.

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MONDAY, MARCH 9, 1931.

The House met at 7:30 o'clock according to adjournment.

The following letter was read by the clerk.

Portsmouth, N. H., March 9, 1931.

*Mr. Clarence A. DuBois,*  
*Concord, N. H.*

DEAR SIR:

I shall be unable to attend the session on Monday evening. Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH,

*Speaker.*

On motion of Mr. Baker of Concord, at 7:31 o'clock the House adjourned.



WEDNESDAY, MARCH 11, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

## LEAVES OF ABSENCE

Messrs. Woods of Mont Vernon and Webster of Canaan were granted leave of absence for the day on account of important business.

Mr. Jennison of Walpole was granted leave of absence for the week on account of important business.

Mr. Ricker of New Durham was granted leave of absence for the week on account of illness.

## COMMITTEE REPORTS

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 10, A joint resolution providing for the permanent improvement of the road from Washington to Goshen, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out the words "maintenance fund as provided under chapter 84 of the Public Laws" in line 10 and inserting in place thereof the words "highway funds" so that said resolution as amended shall read as follows: That the sum of one thousand five hundred dollars (\$1,500) for the year 1931 and a like sum for the year 1932 be and hereby are appropriated for the permanent construction and improvement of the road from Washington to Goshen, provided that the town of Washington shall appropriate the sum of seven hundred and fifty dollars (\$750) for each of said two years. The sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner, and the sums appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropria-

tions to whom was referred House Joint Resolution No. 90, A joint resolution for the improvement of New London road leading from New London town line to West Springfield in the town of Springfield, reported the same with the following amendments, and the recommendation that the joint resolution as amended ought to pass:

Amend said resolution by striking out the words and figures "five hundred dollars (\$500.00)" in line 1 and inserting in place thereof the words and figures "one thousand dollars (\$1,000.00)"; further amend said resolution by striking out the words and figures "in accordance with the provisions of chapter 84 of the Public Laws" so that said resolution as amended shall read as follows: That the sum of one thousand dollars (\$1,000.00) for the year 1931 and a like sum for the year 1932 be and hereby are appropriated on condition that the town of Springfield appropriate five hundred dollars (\$500.00) for each of the two years for the improvement of the New London road, so-called, leading from the New London town line to West Springfield in the town of Springfield. Said sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner and the sums appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendments adopted and the joint resolution ordered to a third reading.

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred House Bill No. 116, An act authorizing the taking of land and easements in land by eminent domain for airports, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend Section 1, paragraph 11b, of House Bill No. 116, by striking out the whole thereof, and inserting in place thereof the following:

11b. ———, ———, *Procedure*. The proceedings in said petition shall be as provided in Sections 3, 3a, 3b, 3c, 5, 5a, 6, 6a, 6b, 6c, and 7 of Chapter 244 of the Public Laws as amended by Chapter 85 of the laws of 1929.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations, to whom was referred House Joint Resolution No. 92, A joint resolution for the completion of a farm to market highway in the town of Pittsfield known as the Catamount road, reported the same with the following amendments, and the recommendation that the joint resolution as amended ought to pass:

Amend said resolution by striking out the words and figures "seventeen thousand dollars (\$17,000.)" in line 1 and inserting in place thereof the words and figures "fifteen thousand dollars (\$15,000.)"; further amend said resolution by striking out the words and figures "eight thousand five hundred dollars (\$8,500.)" in lines 6 and 7 and inserting in place thereof the words and figures "ten thousand dollars (\$10,000.)"; further amend said resolution by striking out the words "maintenance fund as provided under Chapter 84 of the Public Laws" in lines 11 and 12 and inserting in place thereof the words "highway funds," so that said resolution as amended shall read as follows: That the sum of fifteen thousand dollars (\$15,000.) for the year 1931 and a like sum for the year 1932 be and hereby are appropriated for the completion of the construction of the highway in the town of Pittsfield known as the Catamount road, leading from Pittsfield to the Northwood line at Jenness lake, so-called, provided that the town of Pittsfield appropriates the sum of ten thousand dollars (\$10,000.) for the said purpose for each of the said two years. The said sums appropriated by the state and by the town shall be expended under the direction of the state highway commissioner, and the sums appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendments adopted and the joint resolution ordered to a third reading.

Mr. Small of Rochester for the Committee on Judiciary, to whom was referred House Bill No. 276, An act relating to business corporations, reported the same with the following

amendment, and the recommendation that the bill as amended ought to pass:

Amend Section 2 of House Bill No. 276, by striking out the whole thereof, and inserting in place thereof the following:

2. *Exception.* Amend Section 10 of said Chapter 225 by striking out the whole thereof and inserting place thereof the following:

10. *Record of Organization.* A record of organization shall be prepared which shall contain the original or true copy of the articles of agreement, the names and addresses of the officers and directors, and the original or a true copy of the record of the organization meeting and any adjournment thereof, except the by-laws, attested by the clerk, or temporary clerk, to which shall be attached an affidavit signed and sworn to by the treasurer and a majority of the directors elected at such organization meeting stating that such record of organization contains such originals or true copies.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Small of Rochester for the Committee on Judiciary, to whom was referred House Bill No. 298, An act relating to municipal water-works, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Dudley of Exeter for the Committee on Judiciary to whom was referred House Joint Resolution No. 99, A joint resolution providing for a memorial tablet in the State House for Vice President Henry Wilson, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 98, A joint resolution for the improvement of the

highway in the towns of Stark and Dummer, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 106, A joint resolution for the improvement of the North road leading from Deerfield Center to Epsom line in the town of Deerfield, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 109, A joint resolution for the improvement of the Diamond Ledge road in the town of Sandwich, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Bill No. 315, An act permitting state aid for the improvement of the highway from Holderness to Plymouth, reported the same in a new draft and with a new title with the recommendation that the bill in its new draft and with its new title ought to pass.

The report was accepted and the bill in its new draft read a first and second time.

On motion of Mr. Plumer of Bristol the rules were suspended and the printing of the bill dispensed with.

The bill was then ordered to a third reading.

Mr. Conner of Exeter for the Committee on Appropriations to whom was referred House Joint Resolution No. 91, A joint resolution for the improvement of the Moultonborough Neck road, so-called, in the town of Moultonborough, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.



The report was accepted and the resolution of the committee adopted.

Mr. Dickinson of Swanzey for the Committee on Appropriations to whom was referred House Joint Resolution No. 105, A joint resolution providing for a memorial tablet in the State House for Major General Clarence R. Edwards, reported the same with the following resolution:

*Resolved*, That the resolution be referred to the next Legislature.

The report was accepted and the resolution of the committee adopted.

Mr. Hutchins of Stratford for the Committee on Judiciary to whom was referred Senate Bill No. 22, An act relating to the outer doors of churches, schoolhouses, and other buildings used for public gatherings, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hutchins of Stratford for the Committee on Judiciary to whom was referred Senate Bill No. 24, An act to create a State Board of Accountancy, and amending Chapter 270 of the Public Laws, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wellman of Keene for the Committee on Military Affairs to whom was referred House Bill No. 211, An act providing state aid for soldiers and sailors, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 110, A joint resolution for the improvement of the highway from the junction of the Daniel Webster highway at



Weirs bridge to route 11 at Gilford railroad station, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate, subject covered by House Joint Resolution No. 96.

The report was accepted and the resolution of the committee adopted.

Mr. Adams of Hampton for the Special Committee consisting of the delegation from Rockingham county to whom was referred House Bill No. 125, An act relating to the salary of the solicitor of Rockingham county, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of House Bill No. 125 by striking out in line seven the words: "two thousand" and inserting in place thereof the words: "fifteen hundred" so that said section as amended shall read as follows:

1. *Solicitor, Rockingham County.* Amend section 20, chapter 16 of the Public Laws by striking out the words "twelve hundred" in the third line and inserting in place thereof the words, two thousand, so that said section as amended shall read as follows: 20. *Salaries.* The annual salaries of the solicitors in the several counties shall be as follows:

In Rockingham, fifteen hundred dollars. In Strafford, twelve hundred dollars. In Belknap, nine hundred dollars. In Carroll, eight hundred dollars. In Merrimack, ten hundred dollars. In Hillsborough, twenty-five hundred dollars. In Cheshire, eight hundred dollars. In Sullivan, eight hundred dollars. In Grafton, twelve hundred dollars. In Coos, fifteen hundred dollars.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

#### FORWARDING OF BILLS

House Bill No. 262 (In new draft), An act relating to itinerant vendors.

House Bill No. 272, An act authorizing the city of Portsmouth to provide pensions for school teachers.

Senate Bill No. 9, In House new draft, An act relating to the New Hampshire Soldiers' Home.

Severally taken from the table and ordered to a third reading.

MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate concurred with the House of Representatives in the passage of the following joint resolutions:

House Joint Resolution No. 102, Joint resolution to provide for printing the report of Samuel H. Mildram upon the various electric public utilities operating in the state.

House Joint Resolution No. 1, Joint resolution providing for the maintenance of the Sugar Loaf road bordering on Newfound lake in the town of Alexandria.

House Joint Resolution No. 83, Joint resolution for the improvement of the highway in the town of Hampstead leading from Hampstead village through Salem to Lawrence, Massachusetts.

The message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills:

House Bill No. 44, An act changing the names of Plummer and Bog ponds in the town of Sanbornton to Hermit lake.

House Bill No. 71, An act relating to ice fishing on Big Diamond pond.

House Bill No. 117, An act prohibiting the sale of hares and rabbits.

House Bill No. 126, An act relating to taking deer in certain towns in Coos county.

House Bill No. 183, An act relating to the taking of quail.

House Bill No. 254, An act relating to the taking of shad.

House Bill No. 285, An act changing the name of Union take in the town of Barrington to Swain's pond.

House Bill No. 203, An act relating to motor boats.

House Bill No. 143, An act relating to the publication of state and provincial records.

The message further announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bills, in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 104, An act to incorporate the Chickawolnepy Dam and Improvement Company.

Amend Section 1 of said bill by striking out the word "said" in the ninth line and inserting in place thereof the word, "side."

On motion of Mr. Small of Rochester the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 189, An act relating to the taxation of income from interest and dividends.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Who Taxable.* Amend subsection I of section 2 of chapter 65 of the Public Laws by adding at the end of said subsection the following, "and individuals who have ceased to be residents of this state during the preceding calendar year for such part of the year as they were residents in this state," so that said subsection as amended shall read as follows: I. Individuals who are inhabitants or residents of this state on January first in any year, and individuals who have ceased to be residents of this state during the preceding calendar year for such part of the year as they were residents in this state.

On motion of Mr. Pingree of Berlin, the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills, with amendments, in the passage

of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 42, An act in relation to the salary of the justice of the municipal court of Littleton.

Amend section 2 of the bill by striking out all of said section and inserting in place thereof the following:

2. *Takes Effect.* All acts and parts of acts inconsistent with this act are hereby repealed and this act shall take effect upon its passage.

On motion of Mr. Small of Rochester the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 120, An act relative to the penalty for incest.

Amend section 1 of the bill by striking out the whole of said section and inserting in place thereof the following:

1. *Penalty Increased.* Amend section 7, chapter 386 of the Public Laws by striking out the words "as in case of adultery" in the fourth line and inserting in place thereof the words, "with fine of not more than one thousand dollars and imprisonment for not more than twenty years, or both," so that said section as amended shall read as follows: 7. *Incest.* All persons within the degrees of consanguinity or affinity in which marriages are prohibited or declared by law to be incestuous, who shall intermarry with or carnally know each other, shall be punished with fine of not more than one thousand dollars and imprisonment for not more than twenty years, or both.

On motion of Mr. Drake of Lebanon the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 132, An act relating to clerical assistants in the State Highway Department.

Amend section 2 by striking out all of said section and inserting in place thereof the following.

2. *Takes Effect.* All acts and parts of acts inconsistent

with this act are hereby repealed and this act shall take effect upon its passage.

On motion of Mr. Duncan of Jaffrey the House concurred in the adoption of the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 145, An act providing a fee for registering brands for bottles and other containers.

Amend section 2 of the bill by striking out all of said section and inserting in place thereof the following:

2. *Takes Effect.* All acts and parts of acts inconsistent with this act are hereby repealed and this act shall take effect upon its passage.

On motion of Mr. Pingree of Berlin the House concurred in the adoption of the amendemnt sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 155, An act in amendment of the charter of the New Hampshire Odd Fellows' Home.

Amend section 2 of the bill by striking out all of said section and inserting in place thereof the following:

2. *Takes Effect.* All acts and parts of acts inconsistent with this act are hereby repealed and this act shall take effect upon its passage.

On motion of Mr. Shaw of Chichester the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 217, An act relating to registering of trade-names.

Amend section 2 of the bill by striking out all of said section and inserting in place thereof the following:

2. *Takes Effect.* All acts and parts of acts inconsistent with this act are hereby repealed and this act shall take effect upon its passage.

On motion of Mr. Lee of Concord the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 244, An act relating to school committee of the city of Manchester.

Amend section 1 of the bill by striking out in line 4 after the word, "be" the words "\$200," and substituting therefor the words "\$100," so that said section as amended shall read as follows:

Section 1. At every election hereafter held in said city (of Manchester) there shall be elected from each ward one member of the board of school committee, who shall hold his office for the term of two years from the first Tuesday of January, next following their election. The salary of the members of the board, with the exception of the Mayor, will be \$100 annually.

Mr. Kearns of Manchester moved that the House concur in the amendment sent down from the Honorable Senate.

The question being on the motion to concur.

(Discussion ensued)

Mr. Robbins of Manchester moved that the bill and amendment be indefinitely postponed.

The Speaker ruled the motion not in order.

The question being on the motion to concur.

(Discussion ensued)

On a *viva voce* vote the motion prevailed.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 302, An act in relation to the duties of the attendance officer in the school district of Nashua.

Amend section 2 of the bill by inserting at the beginning of said section the following: "All acts, or parts of acts, inconsistent with this act are hereby repealed," so that said section as amended shall read as follows:

2. All acts, or parts of acts, inconsistent with this act are hereby repealed, and this act shall take effect upon its passage.



On motion of Mr. Lee of Concord the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message also announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 7, An act in amendment of chapter 38 of the Public Laws, relating to county commissioners.

Senate Bill No. 33, An act regulating the number of lake trout to be taken through the ice.

Senate Bill No. 46, An act to close the north branch of Gale river to fishing.

Senate Bill No. 58, An act relative to General Pulaski Memorial Day.

Senate Bill No. 60, An act relating to assignments for the benefit of creditors.

#### SENATE BILLS READ AND REFERRED

Senate Bill No. 7, An act in amendment of chapter 38 of the Public Laws, relating to county commissioners.

Read a first and second time.

On motion of Mr. Small of Rochester the rules were suspended and the bill referred to a special committee consisting of the delegation from Strafford county.

Senate Bill No. 33, An act regulating the number of lake trout to be taken through the ice.

Senate Bill No. 46, An act to close the north branch of Gale river to fishing.

Severally read a first and second time and referred to the Committee on Fisheries and Game.

Senate Bill No. 58, An act relative to General Pulaski Memorial Day.

Read a first and second time and referred to the Committee on Judiciary.

Senate Bill No. 60, An act relating to assignments for the benefit of creditors.

Read a first and second time and referred to the Committee on Revision of the Statutes.

## RESOLUTION

On motion of Mr. Carter of Nashua,

Resolved by the House of Representatives, the Senate concurring that:

“WHEREAS, the year 1930 marked one hundred years of the Independence of Greece.

“WHEREAS, during the struggle for independence the Greeks appealed to the United States for moral support.

“WHEREAS, President Monroe, Daniel Webster, Henry Clay, Edward Everett and Dr. Samuel Howe, raised their voices in the Senate of the United States and outside as Government circles in behalf of the liberties of a people to whom the entire civilized world owes an everlasting debt of gratitude.

“WHEREAS, last August American Legionnaires visited Athens to pay tribute to the memory of the American patriots who struggled for Greek Independence and attended the unveiling of a great Memorial Statue to their memory, erected by the contribution of every Greek school child in Greece.

“WHEREAS, the Governors of the States of America, as a token of the continued friendship of the United States for Greece sent with the Legionnaire excursionists their respective State Flags to be presented to the Greek Republic.

“WHEREAS, the Greek Government, in gratitude for this token of friendship, has sent with the Legionnaires 48 Greek Flags, one for each State, as a token of the love of the Greek people for the people of the several States of the Union.

“WHEREAS, the 500,000 citizens of Greek origin have brought to us traditions and a belief in the form of Government from which the drafters of our Immortal Constitution copied abundantly.

“WHEREAS, during the great War the citizens of Greek origin volunteered in the number of 60,000 and distinguished themselves for valor and devotion to their adopted country.

"THEREFORE, be it resolved that the representatives of the people of the State of New Hampshire accept with deep appreciation the Greek Flag sent by the President of the Republic of Greece as a token of the common ideals that united the two Republics during the recent War.

"That the Governor be and is hereby empowered to accept the flag and deposit it in the Capitol and display it on all proper occasions.

"That the Clerk of the Assembly be and is hereby requested to transmit a copy of this resolution to the President of the Greek Republic through the Greek Minister at Washington."

On motion of Mr. Price of Lisbon the rules were suspended to allow of an additional member on the Committee on Revision of the Statutes.

The Speaker appointed Miss Head of Hooksett on the Committee on Revision of the Statutes.

#### SUPPLEMENTARY REPORT ON COASTAL EROSION

Mr. Price of Lisbon presented the following supplementary report of the Committee on Coastwise Improvements.

### THE NEED FOR A STUDY OF THE EROSION AND ACCRETION AT HAMPTON BEACH

By James W. Goldthwaite, Ph.D.

Prepared for the N. H. Commission for Submission to the  
National Erosion Board

#### INTRODUCTION

This statement seeks to show why a study of erosion and accretion at Hampton Beach is needed. Facts already on record are briefly reviewed; an analysis of the natural processes at work is attempted; and on the basis of these facts and theories suggestions are made regarding the scope and methods of such a study.

#### THE SITUATION OF HAMPTON BEACH

Hampton Beach lies in the extreme southeast corner of New Hampshire, within two miles of the Massachusetts line.

Long, nearly straight beaches stretch both north and south from a central headland, known as Great Boar's Head, where the sea has cut back the end of a glacial drumlin. At the southern end of the south beach, about a mile and a half south of Boar's Head, is Hampton harbor, where tides ebb and flow across the sands, making an unstable entrance to Hampton river and other large tidal creeks that flood and drain several square miles of salt marsh. Salisbury beach (with its northern end in Seabrook, N. H.) lies on the south side of this entrance or "river," and stretches far down the coast to the mouth of the Merrimack river near Newburyport, Mass. In spite of the rapid development of this coast, in the last fifteen or twenty years, large areas of marsh and some portions of the beach, in Hampton and Seabrook, are only partly occupied and quite unprotected from the sea. The marshlands, especially, are almost as wild and desolate as when they were first seen by Champlain and Capt. John Smith, more than three centuries ago. The situation of this district within easy reach of thickly populated cities, however, and its unique attractions in midsummer make it obvious that the recent rapid growth of Hampton as a recreational center is only the small beginning of a fuller and more elaborate development.

#### DAMAGE FROM STORMS

The beach is fully exposed to "northeasters" and "southeasters" that sweep up the coast, especially during late fall, winter and spring. Rapid and great changes have taken place during historic time, as indicated more in detail on a later page. These changes did not attract much attention however until recently, when increased use of the shore and investment of money in property subject to destruction by the sea made the matter something of more than idle interest and emphasized the need for resisting further attacks by building artificial defenses.

Beginning about 1909, over \$100,000 was spent by the town in the construction of piling and concrete breakwaters,

of which only ruined fragments remain today. Because of faulty design or location or incomplete condition when struck by heavy storms, these breakwaters have not prevented nor even seriously delayed the campaign of erosion which the sea has carried on here since 1912. Several blocks of shore lots and streets and about 100 cottages have already been swept away and more are threatened during every big storm.

#### IMPORTANCE OF A STUDY OF THE PROBLEM

(New Hampshire possesses only about fifteen miles of seacoast. Most of it is already so largely in private hands that a state reservation anywhere else on the shore would be expensive and difficult to arrange. Beach and marshland at Hampton afford the one single opportunity for future development of a shore resort where public rights may be kept dominant and a little unspoiled natural scenery and wild life characteristic of the seacoast may be preserved for future generations.) The enlarging of the district as a recreational center and the accompanying commercial development or "improvement" of the salt marshes call for extensive planning, far-sighted vision, and restraint toward schemes that go no farther than cash profits for interested parties or immediate returns on investment. To secure natural rights for the public, there are bound to be business interests to restrain or resist, as well as sea and storms. Whatever is done to safeguard the spot from attack by the sea, on the one hand, or from capture by private interests on the other, must be done on a large scale and in a well organized way. A recognition of these principles seems to lie back of the establishment of a permanent commission, in New Hampshire, to plan and regulate the development of this shore.

It is believed that the best basis for effective development of Hampton Beach is a study of the problem of erosion, by competent engineers. From such a study we should learn the most effective location and best design for defensive structures, like breakwaters or groynes, and so avoid repeating the costly experiments that have heretofore marked this



battle with the sea. If nature is allowed to sweep the sands up and down the coast, to tear out here and fill in there, as storms dictate, and to shift the mouth of Hampton River back and forth after the manner shown in Figure 2,\* not much can or will be done to improve land or property in the district tributary to the Beach. So it is proposed that a scientific study of erosion and accretion at Hampton Beach be carried out by engineers designated by the National Board for the study of coast erosion, as the first step in securing this important area on the New Hampshire coast to public use.

#### NATURAL FORCES AT WORK ON HAMPTON BEACH

A glance at the outline maps in Figure 2 and Figure 3 will indicate the fact that erosion and accretion near the mouth of Hampton River have been complex and serious. But before running through the details of these changes, it may clarify the problem to name and briefly discuss the function of the several shore agencies that are known to shift beach material.

*Storm Waves* sweep sand up the beach in a general on-shore direction, but usually diagonally rather than straight, since storm winds come oftener from northeast or southeast than straight toward the shore. Near Boar's Head on both the North and the South beaches some pebbles attached to kelp are dragged up and cast ashore; but sand makes up the bulk of the beach drift. While there may be shoals off the beach, where glacial deposits lie within reach of the waves, it appears likely that this sand comes from the scour of the fore slope of the beach itself, as the sea slowly beats it inland.

*Undertow* tends to carry the sand back down the beach to deep water. The backwash of breakers on the beach feeds this outgoing bottom current, which moves seaward for a considerable distance through shallow water but loses strength by diffusion as it goes. During storms, when wave action is strengthened and accompanied by strong incoming surface currents, the compensating undertow, which returns this water, is likewise strengthened so that it may be able to

\* Map filed with Chief Engineer, War Department, Washington, D. C.



roll pebbles down the foreslope of the beach to low tide mark. So there is an endless movement of beach materials up and down the slope, with constant wear and tear on sandgrains and pebbles. As the sediment is thus ground finer and finer it may be spread in flatter and flatter form or even float away, so that the beach slowly loses ground unless the depletion from friction is offset by fresh supplies of sand brought ashore by waves. At Hampton the net result seems to be very slow retrogression of the beach, due to slightly greater losses than gains; but changes are so slight in amount and so irregular that they are difficult to summarize.

*Long-shore Currents* are set up by diagonal waves. Storms usually drive the breakers ashore at an angle. Northeasters and southeasters are both common; but their frequency, intensity and duration follow no set rule, and the wind may blow from almost any easterly quarter during the climax of the storm. From hour to hour both direction and strength of wind may change. Consequently, shore currents may travel northward or southward, here, at any given time, and will vary greatly in vigor. The course which they take and the velocities they have may be influenced considerably, also, by shoals or ledges that interrupt or deflect them. Several ledges, singly and in small groups, in close proximity to Hampton Beach, especially near the mouth of Hampton River, must function thus to modify the action of shore currents. But we have no observational data on which to base a detailed statement of the part they play.

*Tidal currents* are not probably important at most points on this coast, but they are strong enough at the entrance of Hampton River to appear to be a factor of no little consequence. A considerable prism of water ebbs and flows across the sandy shoals that occupy the space between Hampton and Salisbury beaches, especially when a severe storm coincides with a high run of tides. Enough water passes into Hampton Harbor and up its tributary creeks to overspread several miles of marshland; and currents created by it are probably strong enough to move sands in and out. When, in a storm the tides, waves and shore currents battle

for supremacy on the wide shoals of sand at Hampton River entrance, the precise balance of forces, and its record in the changed configuration of beaches is likely to be somewhat different from that of any previous case.

#### CONCENTRATION OF THE ATTACKING FORCES ON HAMPTON RIVER ENTRANCE

Where four such agencies as these, each one a variable, conspire to bring about alterations of the shore, the results are bound to be complex and sometimes surprising. No two storms have just the same results at a given place. Also northeasters and southeasters of different intensities come at irregular intervals and leave records of every variety. Inevitably the strongest effects will be found near the entrance of Hampton river, as already indicated, because there the tides enter into the equation of forces, and the wide deposits of sand lie insecurely anchored in relatively deep water, ready to move in or out or up or down the shore. The varying outlines shown in the maps in Figure 2 illustrate this; but we need much more detailed maps and measurements than these to really understand the operation of the combined agencies.

Other points on the New Hampshire coast, including these portions of the North and South beaches that lie near Boar's Head are relatively safe from attack. They are tied fast to the great hill of hard boulder clay, and rather closely underlain by firm ground or buttressed by ledges that outcrop through the beach. Though the chief natural supply of sand and stones for these beaches has been cut off by the building of a masonry wall all around the base of the cliffed headland, there is perhaps some material washed up from shoals of glacial drift on which the beach rests. In the course of a century or so, the slow wearing away of the fore-slope of Hampton beach may bring a measurable retrogression of the beach crest; but no sudden or violent change is to be expected. Control by breakwaters or other protective devices is relatively easy there. Northeasters have to round Boar's Head to attack the South beach and southeasters

have to round it to attack the North beach. But the White island-Hampton river district lies so far south of the headland as to be beyond its protective influence. Storms from both quarters hit this shore hard. The ledges have no mantle of glacial soil for waves to gather and convert to beach drift; they are clean hard bosses of rock that rise rather steeply through the sand and are nearly awash at high tide. Although the beach seems almost to be fastened to certain ledges today, experience of the past shows that the position is anything but fixed and permanent. A given ledge that is on Hampton beach this year may be in the middle of Hampton river a few years hence, and over on Salisbury beach a little later. (Even though no such great change comes for a half century, there is no guarantee that it will not come quickly, any time, when the forces are so combined and directed as to make an assault more effective than the ordinary one. There is *no such thing as steady progress* here; and *there are no regular cycles of change*.)

#### CHANGES WITHIN HISTORIC TIME

The three outline maps of Hampton river entrance (Figure 2) illustrate the variety of changes which take place in rather short spaces of time. These maps are based upon actual surveys at various dates since 1855 by the U. S. Coast & Geodetic Survey and recently by the N. H. Highway Department.

The condition shown in 1855 seems to have remained without marked change for thirty or forty years; for the Newburyport quadrangle, issued by the U. S. Geological Survey in 1889 (see Figure 1) agrees pretty well with it. However, it is not at all impossible that there were many changes, not recorded, between the two dates when these similar outlines were mapped. From 1908 to 1912, we know from detailed surveys, rapid accretion was taking place at the south end of Hampton beach, whereby its outer boundary advanced seaward 1000 feet and southward an equal distance to Town rocks; and continued 1500 feet more so as to tie on to Beckman's ledges, forcing the river

southward across what had previously been the north end of Salisbury beach. That beach, at the same time, had been cut back some 1200 to 1500 feet. Thus Hampton had gained some 50 acres of beach land and Salisbury had lost about the same amount. It may be that the change was due to heavy northeast storms coming with a strong outgoing tide, so that the sand swept southward along Hampton beach was dropped off the mouth of Hampton river and spread forward from it, while tidal and shore currents on the other side of the entrance ate away the front of Seabrook beach. But that is theory. If there were eye witnesses whose observations could be trusted now, they have not been found or consulted; and no attempt has been made to get light on the question from records of the weather bureau during the period of rapid change.

The climax of this growth came in 1912. Development of house lots and construction of streets, sidewalks and a sewer system quickly followed, in the new "White island" section of Hampton. But within a few years storms had commenced to cut away the beach and undermine the houses. Erosion was fast and furious at times, in spite of efforts to build an effective breakwater, first with concrete and then with piling. Erosion still continues, with real damage during each heavy storm. Approximately 100 cottages have gone and the present crest of the beach lies 5 or 6 blocks back of its 1912 position (Figure 3). Town rocks, formerly on the outer edge of the White island tract at high tide mark, now stand far out at low tide and are beaten heavily by waves and currents when the tide is up. As Hampton beach released its hold on Beckman's ledges, Seabrook-Salisbury beach grew forward, so that it now connects with Beckman's, much as it did in 1855. Should the present changes continue, Seabrook beach may reach farther out and tie on to Town rocks, while Hampton river entrance shifts through tidal scour to a position between Town rocks and Hampton beach. But this forecast is no more likely than one of opposite result. It is impossible to tell which way the next move will be.

Records and maps of earlier dates than 1855 might throw some light on the frequency and extent of such changes as those just reviewed; but search thus far has failed to bring to light much that is of consequence. There was little detailed mapping of the seaboard, in Hampton and Seabrook, since it was scarcely occupied before 1855, and property there was of little value. In view of the early history of this place, however, it seems well to mention one detail—the ledge long known as Bound rock. In 1640 Capt. Shapleigh, surveyor, ran the line between the townships of Hampton and Colchester (later Salisbury) for the colony of Massachusetts, starting at the mouth of Hampton river. It appears that the line began at a ledge in the middle of the river; for 17 years later, when Shapleigh's line was rerun, this ledge, called Bound rock, was marked with date and initial letters, as described on the accompanying sheet (Figure 4). According to the Newburyport quadrangle (Figure 1) the ledge was still in the 1640 position in 1888, though there may have been many changes of the beach in the two centuries and a half between these dates. In 1850, the date (1850) and initials HB and SH were added to the original inscription, and that was somewhat marred rather than improved by recutting. The ledge now lies completely buried by sand, in Seabrook beach, a few hundred feet south from Beckman's. It is probable that the old inscription on it is the second oldest on the continent, since the oldest known is the Endicott rock at Weirs, N. H., with the date 1652. It seems that a mark of such antiquity ought to be carefully exposed to view and protected from future loss or defacement.

#### SUGGESTIONS AS TO THE SCOPE OF THE STUDY

A problem as difficult as this one should of course be approached in a strictly scientific spirit, without prejudice; and ways and means for solving it should be worked out by engineers acquainted with such matters. The facts we have offered, however, suggest a few general observations.

The cast of Hampton beach is more complex than those



at many other places on the Atlantic coast. (Long stretches of shore on Cape Cod or New Jersey, for example, are suffering as badly from erosion as is Hampton; but the process is relatively steady, progressive, and free from temporary reversal because the geological agencies there act with greater frequency and almost always in the same direction and without very great changes in strength. This applies particularly to the operation of a dominant shore current or tidal current along successive miles of straight shore line. At Hampton, on the contrary, the markedly intermittent character of the forces, the innumerable changes in direction and strength of currents, and the mathematical possibilities of combinations of four variable factors are so many and so unlike that a long and elaborate set of measurements would appear to be needed, to understand the various forms of attack employed by the sea—or at least the *extreme* forms that we must reckon with.)

Shallow water contouring of the shore, especially on the sandy shoals off the river entrance, and current measurements under all the different conditions of tide, wind and sea seem fundamental to such a study, and they would probably have to be repeated after each significant alteration of the configuration of the beaches. There should be measurements or estimates of the rate of transfer of sand along those paths that seem to mean most in the problem of shore protection. Whether these might be made by direct measurement or indirectly by comparison of outline and gradient of mapped beach areas as shown on successive charts is a question for the engineer to decide.

While these observations and records would probably have to cover more than the immediate vicinity of the river entrance, if they were to fully serve their purpose, the study in its later stages would perhaps be concentrated on conditions just off the present river mouth, where government engineers have expressed the tentative opinion that relief from erosion might be secured by the construction of a substantial breakwater that would reach from the north bank of Hampton river diagonally out to ledges which lie off-



shore from Town rocks. In any case, as the problem now looks—without having the benefit, yet, of a detailed field study—the cure for erosion at Hampton beach is to be found in the stabilization of the mouth of Hampton river. Here, pretty surely, is the weakest spot. And here also is the key to any future development that would involve harborage and landings for excursion steamers and pleasure craft, and motor boat service for holiday and Sunday crowds arriving by rail at points inland. Once Hampton beach is fixed, and the river held in position, the full use of its strategic situation will be realized.

## APPENDIX

Appended hereto are the markings in "Bound rock" copied by Mr. French of South Hampton, N. H., with descriptions of the same.

"Bound rock is as big as my barn, perhaps. On the southerly side of it the water came up to the ledge like a wharf. On top, here, much like a school desk is the marking

**AD**  
**1657**

Below this is what was for a cross and crown, perhaps, but now (several years ago) worn by the elements so as to be hardly seen.

On it was also

**H B**  
**1850**

Also

**S H**

for Hampton bound, to show their southern limit of course. We were told this was made after the ledge was uncovered.

This was to show the limits of our (South Hampton's) possession, as I understand it.

The old marks on the stone were apparently recut, but with tools and workmen not used to the job, so the old letters and figures were hurt rather than improved."

## Figure 4.

Description of the marks on Bound rock furnished by Frederick B. French, Amesbury, Mass., RFD 1, octogenarian, selectman, surveyor of South Hampton.

The report was accepted.

On motion of Mr. Price of Lisbon the Clerk was instructed to procure 650 copies of the foregoing report in pamphlet form.

Miss Head of Hooksett and Mr. Willett having qualified before His Excellency the Governor appeared and took their seats as members of the House.

On motion of Mr. Price of Lisbon at 12:07 o'clock the House adjourned.

## AFTERNOON

The House met at 3 o'clock.

## THIRD READINGS

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 116 (new draft and new title), An act authorizing the taking of land and easements in land by eminent domain for airports.

House Bill No. 125, An act relating to the salary of the solicitor of Rockingham county.

House Bill No. 262, An act relating to itinerant vendors.

House Bill No. 265, An act authorizing the city of Franklin to issue bonds for the purpose of funding the indebtedness incurred by it in replacing Republican bridge over the Pemigewasset river in said city.

House Bill No. 272, An act authorizing the city of Portsmouth to provide pensions for school teachers.

House Bill No. 276, An act relating to business corporations.

House Bill No. 298, An act relating to municipal waterworks.

House Bill No. 315, An act relating to state-aided highways in the town of Holderness.

House Joint Resolution No. 10, Joint resolution providing for the permanent improvement of the road from Washington to Goshen.

House Joint Resolution No. 90, Joint resolution for the improvement of New London road leading from New London town line to West Springfield in the town of Springfield.

House Joint Resolution No. 92, Joint resolution for the completion of a farm to market highway in the town of Pittsfield known as the Catamount road.

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 9, An act relating to the New Hampshire Soldiers' Home.

Read a third time and passed and sent to the Secretary of State to be engrossed.

The Speaker announced the appointment of Mr. Callahan of Keene to the Committee on Ways and Means to fill a vacancy.

On motion of Mr. Matson of Concord at 3:10 o'clock that the House adjourned.

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THURSDAY, MARCH 12, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

#### LEAVES OF ABSENCE

Messrs. Lamson of New London and Wells of Haverhill were granted leave of absence for the week on account of illness.

Mr. Kelley of Concord was granted leave of absence for the day on account of attendance upon a funeral.

Mr. Smith of Hinsdale was granted leave of absence for the remainder of the week on account of illness.

## COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 38, An act relative to the trustees of the Protestant Episcopal Church in New Hampshire.

House Bill No. 14, An act to establish a new apportionment for the assessment of public taxes.

House Bill No. 44, An act changing the name of Plummer and Bog ponds in the town Sanbornton to Hermit lake.

House Bill No. 71, An act relating to ice fishing on Big Diamond pond.

House Bill No. 106, An act extending the Daniel Webster highway.

House Bill No. 126, An act relating to taking deer in certain towns in Coos county.

House Bill No. 136, An act relative to maintenance of trunk line and state-aided highways by municipalities.

House Bill No. 143, An act relating to the publication of state and provincial records.

House Bill No. 183, An act relating to the taking of quail.

House Bill No. 203, An act relating to motor boats.

House Bill No. 285, An act changing the name of Union lake in the town of Barrington to Swain's pond.

House Joint Resolution No. 83, Joint resolution for the improvement of the road in Hampstead leading through Salem to Lawrence, Massachusetts.

House Joint Resolution No. 102, Joint resolution to provide for printing the report of Samuel H. Mildram upon the various electric public utilities operating in the state.

The report was accepted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 144, An act relative to clerical assistance in the office of secretary of state, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 306, An act to authorize the State Highway Department to dredge the stream bed of the Peabody river in Gorham, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 312, An act relating to the payment of interest on highway completion bonds, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 7, A joint resolution for the reconditioning of a farm to market highway in the town of Barrington, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 60, A joint resolution providing for the permanent improvement of the road from Sunapee to Springfield, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 86, A joint resolution for the improvement of the main road from Barrington depot by way of Gonic to Rochester, in the town of Barrington, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 310, An act relating to the taking of white perch, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred Senate Bill No. 51, An act relating to collection of fees for licenses to hunt and fish, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 by striking out in lines 4 and 5 and again in lines 11 and 12 the words "the agent shall be liable to interest at ten per cent. per annum on the amount due from the time when it is due until paid, and"; further amend by striking out in line 6 the word "shall" and insert thereof the word "may," so that said section as amended shall read as follows:

1. *Interest and revocation of authority.* Amend section 6 of chapter 202 of the Public Laws by adding at the end of said section the following sentence: "If said fees are not paid in full by the fifteenth of each month, the authority of the agent to collect such fees may be revoked by the commissioner," so that said section shall read as follows: 6. *Agent's Accounting.* The agent shall collect a fee of fifteen cents for each license issued from the licensee and shall account to the commissioner for the full face value of all licenses. He shall, on the first day of each month, pay to the commissioner the full face value of all licenses sold. If said fees are not paid in full by the fifteenth of each month, the authority of the agent to collect such fees shall be revoked by the commissioner.

The report was accepted and the amendment adopted.

On motion of Mr. Firmin of Fitzwilliam the bill was further amended by striking out the word "day" in the 9th



line of the bill and inserting in place thereof the word "week."

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred House Bill No. 98, An act enlarging the powers of Moore's Falls Corporation, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend Section 1 of House Bill No. 98 by inserting at the beginning thereof the word "amendment," so that said section as amended shall read as follows: 1. *Amendment.* Amend section 3 of chapter 221 of the Laws of 1923 as amended by chapter 304 of the Laws of 1925 by striking out the whole of said section and inserting in place thereof the following: 3. The rights, powers, privileges and franchises conferred by this act shall terminate and be forfeited on the first day of September 1937 unless the actual work of constructing its dam and power plant by said Moore's Falls Corporation shall be commenced on or before said date and be prosecuted with reasonable diligence thereafter until completed and in operation.

Further amend said bill by inserting at the beginning of section 2 the words "Takes Effect," so that said section 2 as amended shall read as follows: 2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted.

The question being on the amendments.

(Discussion ensued)

On a *viva voce* vote the amendments were adopted and the bill ordered to a third reading.

Mr. Matson of Concord for the Committee on Military Affairs to whom was referred House Bill No. 225, An act for the purpose of providing a site for a state armory building in the town of Claremont, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Matson of Concord for the Committee on Military Affairs to whom was referred House Bill No. 159, An act to provide for the construction and equipment of an armory in the city of Franklin, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 3 of House Bill No. 159 by striking out the words: "upon its passage" and inserting in place thereof the words: "January 1, 1932" so that said section as amended shall read as follows:

3. *Takes Effect.* This act shall take effect January 1, 1932.

The report was accepted, the amendment adopted and the bill referred to the Committee on Appropriations under the rules.

Mr. Matson of Concord for the Committee on Military Affairs to whom was referred House Bill No. 226, An act to provide for the construction and equipment of a state armory in the town of Claremont, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass:

Amend section 1 by striking out in line 1 the words and figures "sixty thousand dollars (\$60,000)" and inserting in place thereof the words and figures "fifty thousand dollars (\$50,000)" so that said section as amended shall read as follows:

1. *Appropriation.* The sum of fifty thousand dollars (\$50,000) is hereby appropriated for the purpose of constructing and equipping an armory in the town of Claremont, for the use of the national guard located in said town, provided that the said town deed to the state of New Hampshire a site therefor acceptable to the state of New Hampshire. The governor, one member of the council, to be named by the governor, and the adjutant-general are hereby authorized to make all necessary contracts for plans of construction for the completion and equipment of said armory and the said sum appropriated shall be expended under their direction.

Amend section 2 by striking out in line 6 the word "sixty" and inserting in place thereof the word "fifty" so that said section as amended shall read as follows:

2. *Bonds Authorized.* The governor, with the advice and consent of the council, is hereby authorized to draw his warrant on any money in the treasury not otherwise appropriated, and the state treasurer is hereby authorized, under the direction of the governor and council, to borrow upon the credit of the state such further sums or the whole, not exceeding in all fifty thousand dollars, as may be necessary to carry out the provisions of this act and for that purpose may issue bonds, or notes, in the name of, and on behalf of, the state, at the lowest rate of interest obtainable, in such form and such denominations and at such time as the governor and council may determine. Such bonds and notes shall be countersigned by the governor, and shall be deemed a pledge of the faith and credit of the state. The secretary of state shall keep an account of all such bonds and notes countersigned by the governor, showing the number and amount of each bond or note, the time of countersigning, the time when payable and the date of delivery to the treasurer. The state treasurer shall keep an account of each bond and note, showing the number thereof, the name of the person to whom sold, the amount received for the same, the date of the sale and the time when payable. The treasurer may negotiate and sell such bonds or notes by direction of the governor and council in such manner as they may determine most advantageous to the state.

The report was accepted, the amendments adopted and the bill referred to the Committee on Appropriations under the rules.

Mr. Kelley of Concord for the Committee on Public Health to whom was referred House Bill No. 168, An act extending the powers of towns with respect to the public health reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Wilson of Manchester for the Committee on Rules to whom was referred House Bill No. 323, An act amending the rate of taxation upon incomes, reported the same with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, and the bill referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 324, An act constituting a permanent state agency entitled New Hampshire Shore and Beach Preservation and Development Commission, with the recommendation that the bill be referred to the Committee on Coastwise Improvements.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Coastwise Improvements.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 325, An act relating to vacancies on institutional boards, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 326, An act authorizing the town of Salem to issue bonds or notes to refund temporary notes, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 114, A joint resolution to provide for the appointment of a building commission for an addition to the state library, with the recommendation that the joint resolution be referred to the Committee on Appropriations.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Small of Rochester for the Committee on Judiciary, to whom was referred House Bill No. 101, An act to amend the charter of the Grafton Power Company reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted and the bill in its new draft read a first and second time.

Mr. Duncan of Jaffrey moved that the rules be suspended and the printing of the bill dispensed with.

The question being on the motion of Mr. Duncan.

(Discussion ensued)

On a *viva voce* vote the motion prevailed.

The bill was then ordered to a third reading.

Mr. Osborne of Sunapee for the special committee consisting of the delegation from the county of Sullivan to whom was referred House Joint Resolution No. 61, A Joint resolution relating to the outlet of Crescent lake in the towns of Acworth and Unity, reported the same in a new draft with the recommendation that the joint resolution in its new draft ought to pass.

The report was accepted, the joint resolution in its new draft read a first and second time and laid upon the table to be printed.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 311, An act relating to an accountant in the treasury department, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hayes of Rochester for the Committee on Claims to whom was referred Senate Joint Resolution No. 4, A joint resolution in favor of Frank F. Fernald, Senator from District No. 21, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Weston of Milford for the Committee on Judiciary to whom was referred Senate Bill No. 45, An act relating to fines for cruelty to animals, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Blandin of Bath for the Committee on Ways and Means to whom was referred House Bill No. 25, An act relating to the special equalization fund, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Blandin of Bath for the Committee on Ways and Means to whom was referred House Bill No. 27, An act exempting standing wood and timber from taxation and imposing a severance tax, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Blandin of Bath for the Committee on Ways and Means to whom was referred House Bill No. 28, An act relating to the taxation of income other than interest and dividends, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The question being on the resolution reported by the committee.

(Discussion ensued)

On a *viva voce* vote the resolution was adopted.

Mr. Johnson of Antrim for the Committee on Labor to whom was referred House Bill No. 92, An act relating to night work for women and minors, reported the same with the following resolution:



*Resolved*, That it is inexpedient to legislate.

The report was accepted.

Undersigned a minority of the Committee on Labor to whom was referred House Bill No. 92, An act relating to night work for women and minors being unable to agree with the majority, reported the same with the recommendation that the bill ought to pass.

D. M. WELCH,  
F. O. STEARNS,  
JONATHAN WALKER,  
PATRICK J. CREIGHTON,  
D. J. CLEAR.

On a *viva voce* vote the resolution was adopted.

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills:

House Bill No. 104, An act to incorporate the Chickawolnepy Dam and Improvement Company.

House Bill No. 189, An act relating to the taxation of income and dividends.

The report was accepted.

#### TAKEN FROM THE TABLE

On motion of Mr. Dickinson of Swanzey House Joint Resolution No. 58, Joint resolution for the permanent improvement of the main highway known as Derry road, leading from the Haverhill road to the Danville line in the town of Kingston was taken from the table.

The question being on the resolution reported by the Committee on Appropriations that it is inexpedient to legislate.

On a *viva voce* vote the resolution was adopted.

Mr. Dickinson of Swanzey moved that House Bill No. 42, An act in relation to the salary of the justice of the Municipal Court of Littleton, be recalled from the Governor.

The question being on the motion of Mr. Dickinson.

(Discussion ensued)

On a *viva voce* vote the motion prevailed.

## RESOLUTION

On motion of Mr. Lee of Concord,

*Resolved*, That when the House adjourns this morning it be to meet tomorrow morning at 9:00 o'clock; that when it then adjourns it adjourn to meet on Monday evening at 7:30 o'clock.

## MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had voted to concur with the House of Representatives in its amendment to the following joint resolution:

Senate Joint Resolution No. 3, Joint resolution for the recodification and simplification of the Fish and Game Laws.

The message further announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bills, and joint resolutions in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 80, An act relating to regulation of aviation.

Amend section 2 of said bill by striking out the word "all" in the first line and inserting in place thereof the word, "any," also by striking out the word "airmen" in said first line and inserting in place thereof the word, "airman."

On motion of Mr. Small of Rochester the House concurred in the adoption of the amendment offered by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 117, An act prohibiting the sale of hares and rabbits.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Hares and Rabbits*. Amend section 13, chapter 198 of the Public Laws by inserting before the word "hares" the word, "wild," by inserting before the word "be" the word, "not," and by striking out all of said section after the word

“sold,” so that said section as amended shall read as follows:  
13. *Sale prohibited.* Wild hares and rabbits may not be bought and sold.

On motion of Mr. Small of Rochester the House concurred in the adoption of the amendment offered by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Joint Resolution No. 1, Joint resolution providing for the maintenance of the Sugar Loaf road bordering on Newfound lake in the town of Alexandria.

Amend said resolution by striking out the words “maintenance fund as provided by Chapter 84 of the Public Laws” in the last line and inserting in place thereof the words, “highway funds.”

On motion of Mr. Small of Rochester the House concurred in the adoption of the amendment offered by the Committee on Engrossed Bills.

The joint resolution was then sent to the Secretary of State to be engrossed.

On motion of Mr. Baker of Concord business in order at 3 o'clock was made in order at the present time.

#### THIRD READINGS

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 98, An act enlarging the powers of Moore's Falls Corporation.

House Bill No. 101 (In new draft), An act to amend the charter of the Grafton Power Company.

House Bill No. 144, An act relative to clerical assistance in the office of secretary of state.

House Bill No. 168, An act extending the powers of towns with respect to the public health.

House Bill No. 225, An act for the purpose of providing a site for a state armory building in the town of Claremont.

House Bill No. 306, An act to authorize the State Highway

Department to dredge the stream bed of the Peabody river in Gorham.

House Bill No. 310, An act relating to the taking of white perch.

House Bill No. 312, An act relating to the payment of interest on highway completion bonds.

House Joint Resolution No. 7, Joint resolution for the reconditioning of a farm to market highway in the town of Barrington.

House Joint Resolution No. 60, Joint resolution providing for the permanent improvement of the road from Sunapee to Springfield.

House Joint Resolution No. 86, Joint resolution for the improvement of the main road from Barrington depot by way of Gonic to Rochester, in the town of Barrington.

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 51, An act relating to collection of fees for licenses to hunt and fish.

Read a third time and passed and sent to the Senate for concurrence in the amendment.

On motion of Mr. Shaw of Chichester at 12:06 o'clock the House adjourned.

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FRIDAY, MARCH 13, 1931.

The House met at 9 o'clock according to adjournment.

The following letter was read by the Clerk.

Portsmouth, N. H., March 13, 1931.

*Mr. Frank J. Kelley,  
Concord, N. H.*

DEAR SIR:

I shall be unable to attend the session on Friday morning. Will you kindly preside for me, and oblige.

Yours respectfully,

HAROLD M. SMITH,

*Speaker.*

On motion of Mr. DuBois of Concord at 9:01 o'clock the House adjourned.

MONDAY, MARCH 16, 1931.

The House met at 7:30 o'clock according to adjournment.  
The following letter was read by the Clerk.

Portsmouth N. H., March 16, 1931.

*Mr. Clarence DuBois,*  
*Concord, N. H.*

DEAR SIR:

I shall be unable to attend the session on Monday evening.  
Will you kindly preside for me, and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. Baker of Concord, at 7.31 o'clock the  
House adjourned.

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TUESDAY, MARCH 17, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

#### LEAVES OF ABSENCE

Messrs. Shirley of Conway, Ravenelle of Nashua, Maynard of Manchester and Willson of Farmington were granted leave of absence for the week on account of illness.

Mr. Reed of Unity was granted leave of absence for the day on account of important business.

Mr. Callahan of Keene was granted leave of absence for Tuesday and Wednesday on account of important business.

Mr. Barr of New Ipswich was granted leave of absence for Wednesday and Thursday on account of important business.

#### COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 8, An act relative to the taking of brook trout from Beaver pond in Woodstock.

House Bill No. 80, An act relating to regulation of aviation.

House Bill No. 117, An act prohibiting the sale of hares and rabbits.

House Bill No. 145, An act providing a fee for registering brands for bottles and other containers.

House Bill No. 155, An act in amendment of the charter of the New Hampshire Odd Fellows' Home.

House Bill No. 268, An act relating to the manner of taking deer.

House Bill No. 281, An act relating to public hearings before the fish and game advisory board.

House Bill No. 287, An act to prohibit fishing through the ice in Northwood lake.

House Bill No. 289, An act to close to fishing all tributaries of the Dead Diamond and Swift Diamond rivers located in Second Dartmouth College Grant.

House Bill No. 290, An act to close certain brooks in the towns of Errol and Dummer.

House Bill No. 302, An act in relation to the duties of the attendance officer in the school district of Nashua.

Senate Joint Resolution No. 3, Joint resolution for the recodification and simplification of the fish and game laws.

House Joint Resolution No. 1, Joint resolution providing for the maintenance of the Sugar Loaf road bordering on Newfound lake in the town of Alexandria.

House Joint Resolution No. 6, Joint resolution for the improvement of the road from Ponemah station to Hollis depot, so-called.

House Joint Resolution No. 19, Joint resolution for improvement of certain road in the town of Northumberland.

The report was accepted.

Mr. Henderson of Durham for the Committee on En-grossed Bills to whom was referred House Bill No. 132, An act relating to clerical assistants in the state highway department, reported the same under Joint Rule No. 6, with the following amendment, and the recommendation that the bill as amended ought to pass.



Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *State Highway Commissioner.* Amend section 6, chapter 83 of the Public Laws, as amended by chapter 8 of the Laws of 1929, by striking out the words "in the state house" in lines two and three, also by striking out the words "an accountant at a salary not exceeding two thousand four hundred dollars a year and" in lines three and four so that said section as amended shall read as follows: 6. ———, *Offices; Assistants.* He shall be provided with suitable quarters for his office and that of the department and may employ such expert and clerical assistance as in his opinion is necessary, subject to the approval of the governor and council as to compensation.

The report was accepted.

On motion of Mr. Corson of Rochester the amendment was adopted.

The bill was then sent to the Senate for concurrence in the adoption of the amendment.

Mr. Henderson of Durham for the Committee on Engrossed Bills to whom was referred House Bill No. 120, An act relative to the penalty for incest, reported the same under Joint Rule No. 6, with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Penalty Increased.* Amend section 7, chapter 386 of the Public Laws by striking out the words "punished as in case of adultery" in the fourth line and inserting in place thereof the words, fined not more than one thousand dollars or imprisoned not more than twenty years, or both, so that said section as amended shall read as follows: 7. *Incest.* All persons within the degrees of consanguinity or affinity in which marriages are prohibited or declared by law to be incestuous, who shall intermarry with or carnally know each other, shall be fined not more than one thousand dollars or imprisoned not more than twenty years, or both.

On motion of Mr. Shaw of Chichester the amendment was adopted.

The bill was then sent to the Senate for concurrence in the adoption of the amendment.

Mr. Henderson of Durham for the Committee on Engrossed Bills to whom was referred House Bill No. 244, An act relating to school committee of the city of Manchester, reported the same under Joint Rule No. 6, with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Salary, School Committee of Manchester.* Amend section 1, chapter 323 of the Laws of 1909, by adding at the end thereof the following: The salary of each member of said school committee, with the exception of the mayor, shall be one hundred dollars a year, so that said section as amended shall read as follows: Section 1. At every election hereafter held in said city of Manchester there shall be elected from each ward one member of the board of school committee, who shall hold his office for the term of two years from the first Tuesday of January next following their election. The salary of each member of said school committee, with the exception of the mayor, shall be one hundred dollars a year.

On motion of Mr. Hammond of Manchester the amendment was adopted.

The bill was then sent to the Senate for concurrence in the adoption of the amendment.

Mr. Henderson of Durham for the Committee on Engrossed Bills to whom was referred House Bill No. 217, An act relating to registering of trade names, reported the same under Joint Rule No. 6, with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 by striking out in line 2 after the word "by" the words "crossing out said section and" and inserting in place thereof the words "striking out said section and"; further amend said section by striking out the

word "partners" in the sixth line and inserting in place thereof the word "partnership"; further amend said section by inserting after the word "such" in the eleventh line the word "existing."

On motion of Mr. Hammond of Manchester the amendments were adopted.

The bill was then sent to the Senate for concurrence in the adoption of the amendments.

Mr. Frazer of Monroe for the Committee on Agriculture to whom was referred House Bill No. 280, An act relating to oleomargarine and other butter substitutes, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 6 of said bill by striking out the words "upon its passage" in line 1 and inserting in place thereof the words and numerals "June 1, 1931" so that said section as amended shall read as follows: 6. *Takes Effect.* This act shall take effect June 1, 1931.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Frazer of Monroe for the Committee on Agriculture to whom was referred House Joint Resolution No. 112, A joint resolution relative to financial aid to agricultural fairs, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 33, A joint resolution for the improvement of the road in Ossipee from Ossipee corner to the Maine state line, reported the same with the following amendment, and the recommendation the joint resolution ought to pass:

Amend said resolution by striking out the words "Whence it continues to the Maine state line," in line 6; further amend said resolution by striking out the words "maintenance fund as provided by chapter 84 of the Public Laws" in lines 12 and 13 and inserting in place thereof the words

“highway funds” so that said resolution as amended shall read as follows: That the sum of two thousand dollars (\$2,000) for the year 1931 and a like sum for the year 1932 be and hereby are appropriated for the improvement of the highway in the town of Ossipee leading from the East Side trunk line at Ossipee Corner through Granite to the Wakefield line, provided that the town of Ossipee appropriates for the same purpose the sum of one thousand dollars in each of the said two years. The said sums appropriated by the state and by the towns shall be expended under the direction of the highway commissioner, and the sums appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 73, A joint resolution providing for the permanent improvement of the road leading from the Dartmouth College road in the town of Goshen, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend said resolution by striking out the words “maintenance fund as provided under chapter 84 of the Public Laws” in lines 13 and 14 and inserting in place thereof the words “highway funds” so that said resolution as amended shall read as follows: That the sum of one thousand two hundred dollars (\$1200.00) for the year 1931, and a like sum for the year 1932, be and hereby are appropriated, for the permanent construction and improvement of the road beginning at the junction of the Goshen Corner road, so called, with the Dartmouth College highway in the town of Goshen, and continuing through Goshen Corner to the town of Washington, passing the Pillsbury reservation in the towns of Goshen and Washington. Provided that the town of Goshen shall appropriate the sum of six hundred dollars (\$600.00) for each of said two years. The sums appropriated by the state and by the town shall be expended under the direction of the

highway commissioner, and the sums appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 96, A joint resolution for the improvement of the highway from the junction of the Daniel Webster highway at Weirs bridge to route No. 11 at Gilford railroad station reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend said resolution by striking out the figures "\$19,500.00" in line 1 and inserting in place thereof the figures "\$17,500.00"; further amend by striking out the word "is" in line 2 and inserting in place thereof the word "are" further amend said resolution by striking out the figures "\$3000.00" in line 6 and inserting in place thereof the figures "\$5000.00"; further amend said resolution by striking out "in accordance with chapter 84 of the Public Statutes, and shall be a charge on the highway funds" in lines 8, 9 and 10 and inserting in place thereof the words "and the sums appropriated by the state shall be a charge upon the highway funds" so that said resolution as amended shall read as follows: That the sum of \$17,500.00 for the year 1931, and a like sum for the year 1932, be and hereby are appropriated for the improvement of the Daniel Webster highway at Wiers bridge, to route No. 11 at Gilford railroad station, provided the city of Laconia appropriates \$7500.00 and the town of Gilford \$5000.00 for each of the two years. Said sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner and the sums appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendments adopted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 98, A joint resolution for the improvement of the highway in the



towns of Stark and Dummer, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 100, A joint resolution relating to payment of bonus in recognition of war service of residents of New Hampshire, reported the same with the following amendment, and the recommendation that the Joint Resolution as amended ought to pass:

Amend said resolution by striking out the words and figures "one thousand dollars (\$1,000)" in line one and inserting in place thereof the words and figures "two thousand dollars (\$2,000)" so that said resolution as amended shall read as follows: That the sum of two thousand dollars (\$2,000) is hereby appropriated for the payment of bonus to those residents of New Hampshire who would have been entitled to the bonus as provided by chapter 140 of the Laws of 1919 and chapter 1 of the special session of 1919 and who have heretofore and since June 30, 1926, made application therefor, or who may hereafter make application therefor; and the state treasurer is hereby authorized to make payments therefor to those whose names appear on the records in the office of the adjutant-general as entitled thereto or to the legal representatives of heirs of such as have died; and the governor is authorized to draw his warrant therefor out of any money in the treasury not otherwise appropriated.

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 103, A joint resolution for the permanent construction of a certain highway in the town of Jefferson, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the bill ordered to a third reading.



Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 106, A joint resolution for the improvement of the North road leading from Deerfield Center to Epsom line in the town of Deerfield, reported the same with the following amendments, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by inserting in line 2 after the figures "1931" the words and figures "and a like sum for the year 1932"; further amend by striking out the word "is" in line 2 and inserting in place thereof the word "are"; further amend by striking out in line 4 the words "said year" and inserting in place thereof the words "each of the two years"; further amend by striking out in lines 9 and 10 the words and figures "maintenance fund as provided by chapter 84 of the Public Laws" and inserting in place thereof the words "highway funds," so that said resolution as amended shall read as follows:

That the sum of two thousand dollars (\$2,000) for the year 1931 and a like sum for the year 1932 be and hereby are appropriated on condition that the town of Deerfield appropriates one thousand dollars (\$1,000) for each of the two years for the improvement of the North road, so-called, leading from Deerfield Center to Epsom line. Said sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner, and the sum appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendments adopted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 107, A joint resolution for the improvement of the Mammoth road in the town of Pelham, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Keefe of Dover for the Committee on Judiciary to

whom was referred House Bill No. 115, (In new draft), An act relating to the practice of pharmacy and the sale of drugs, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 2 of House Bill No. 115 (In new draft) by striking out in lines 13 and 14 of said section the words "And such other articles as are regularly carried in stock by said store," so that the same shall read as follows: 2. *Permit; Fee.* Amend section 39 of said chapter 210 by striking out the whole of said section and substituting therefor the following: 39. *Permit; Fee.* The board shall upon application issue a permit to maintain a store for the sale at retail of drugs and medicines to such persons, firms or corporations as they may deem to be qualified to conduct such a store, such permit to be known as a retail drug store permit, for the compounding of medicines upon physicians' prescriptions and for the manufacture, sale and distribution of drugs, medicines and poisons, such place of business to be under the direct supervision of a registered pharmacist. The fee for said permit shall be five dollars. The holder of a retail drug store permit may keep his store open at all hours for the sale of drugs and medicines. The permit shall expire on January first following date of issue.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Small of Rochester for the Committee on Judiciary to whom was referred House Bill No. 292, An act authorizing the appointment of a State Development Commission and appropriating money therefor, reported the same in a new draft and with a new title with the recommendation that the bill in its new draft and with its new title ought to pass.

The report was accepted and the bill in its new draft read a first and second time.

Mr. Wilson of Manchester moved that the rules be suspended and the printing of the bill dispensed with.

The question being on the motion of Mr. Wilson.

(Discussion ensued)

On a *viva voce* vote the motion prevailed.

The bill was then referred to the Committee on Appropriations under the rules.

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred House Bill No. 41, An act relating to bonds of county officers, reported the same with the recommendation that the House non-concur with the amendment sent down by the Honorable Senate and ask for a Committee of Conference.

The report was accepted and the recommendation adopted.

The Speaker appointed as members of the committee on the part of the House, Messrs. Wilson of Manchester, Small of Rochester and Adams of Portsmouth.

Mr. Wilson of Manchester for the Committee on Rules to whom was referred House Joint Resolution No. 115, A joint resolution to provide for co-operation with the United States Geological Survey in the establishment and maintenance of stream flow gauging stations, reported the same with the recommendation that the joint resolution be referred to the Committee on Appropriations.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. McGreal of Somersworth for the special committee consisting of the delegation from the city of Somersworth to whom was referred House Bill No. 221, An act relating to the salary of the mayor of Somersworth, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Adams of Londonderry for the Committee on Agriculture to whom was referred House Bill No. 141, An act relative to financial aid to agricultural fairs, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate, subject matter covered by House Joint Resolution No. 112.

The report was accepted and the resolution of the committee accepted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 161, An act relative to freeing Eliot toll bridge, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The question being on the resolution reported by the committee.

(Discussion ensued)

On motion of Mr. Dickinson of Swanzey the bill was recommitted to the Committee on Appropriations.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Bill No. 228, An act relative to billboards, reported the same with the following resolution:

*Resolved*, That the bill be referred to the next legislature.

The report was accepted and the resolution of the committee adopted.

#### CONCURRENT RESOLUTION

On motion of Mr. Plumer of Bristol,

*Resolved*, That the Governor, with the advice and consent of the Council, appoint a Committee to investigate the subject of the regulation and taxation or licensing of billboards, said committee to serve without pay and said committee to report to the next legislature.

#### COMMITTEE REPORT

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 94, An act relating to motor vehicle fees during any single year, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

The House took a recess for five minutes.

## AFTER RECESS

## JOINT CONVENTION

The Honorable Senate then came in and the two bodies being in convention were addressed by Ralph T. O'Neil, National Commander of the American Legion.

On motion of Senator Brackett of District No. 24 the convention arose.

## HOUSE

## COMMITTEE REPORTS

Mr. Blandin of Bath for the Committee on Ways and Means to whom was referred House Bill No. 26, An act relative to the taxation of gas and electric utilities, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Blandin of Bath for the Committee on Ways and Means to whom was referred House Bill No. 37, An act repealing the taxes on manufactured goods of a manufacturer, reported the same in a new draft and with a new title with the recommendation that the bill in its new draft and with its new title ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Blandin of Bath for the Committee on Ways and Means, to whom was referred House Bill No. 227, An act to assess an estate tax on estates subject to taxation under the laws of the United States, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass:

Amend House Bill No. 227, by adding a new section 13 to read as follows:

13. *Disposition of Revenue.* The revenue derived under this act shall be covered into a special fund constituted by legislative act and distributed in accordance therewith.

Further amend by renumbering section 13 of said bill section 14.

The report was accepted.

The question being on the amendments.

On motion of Mr. Blandin of Bath the bill with the pending amendments was laid upon the table to be taken up with the remaining tax measures.

Mr. Emery of Rochester for the Committee on Judiciary to whom was referred House Bill No. 313, An act relating to standard time, reported the same with the recommendation that the bill ought to pass. The report was accepted.

The undersigned, a minority of the Committee on Judiciary to whom was referred House Bill No. 313, An act relating to standard time, being unable to agree with the majority, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

WM. WESTON,  
E. CLYDE KEEFE,  
R. M. HUTCHINS.

Mr. Keefe of Dover moved that the report of the minority be substituted for the report of the majority.

The question being on the motion to substitute.

(Discussion ensued)

Mr. Leahy of Claremont moved the previous question.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being,

Shall the report of the minority that it is inexpedient to legislate, be substituted for the report of the majority that the bill ought to pass?

On a *viva voce* vote the affirmative prevailed.

Mr. Carter of Nashua asked for a division.

A division being had the vote was declared manifestly in the affirmative.

The question being on the resolution reported by the committee that it is inexpedient to legislate.

On a *viva voce* vote the resolution was adopted.



## MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions:

House Bill No. 8, An act relative to the taking of brook trout from Beaver pond in Woodstock.

House Bill No. 93, An act in relation to the taking of horned pout or bullhead.

House Bill No. 158, An act to limit the catch of brook trout in Robartwood lake in the town of Campton and to change the open season for the taking of horned pout from said lake.

House Bill No. 248, An act relating to the taking of fish.

House Bill No. 268, An act relating to the manner of taking deer.

House Bill No. 281, An act relating to public hearings before the fish and game advisory board.

House Bill No. 287, An act to prohibit fishing through the ice in Northwood lake.

House Bill No. 289, An act to close to fishing all tributaries of the Dead Diamond and Swift Diamond rivers located in Second Dartmouth College Grant.

House Bill No. 290, an act to close certain brooks in the towns of Errol and Dummer.

House Bill No. 196, An act affirming the acceptance of the Federal Vocational Rehabilitation Act and appropriating money to make the same effective.

House Bill No. 112, An act relating to dairy products.

House Joint Resolution No. 2, Joint resolution for the reconstruction of the main highway leading from the Claremont-Unity town line to Sullivan County farm in the town of Unity.

House Joint Resolution No. 6, Joint resolution for the improvement of the road from Ponemah station to Hollis depot, so-called.

House Joint Resolution No. 12, Joint resolution for the improvement of the Province road in Gilmanton.

House Joint Resolution No. 19, Joint resolution for improvement of certain road in the town of Northumberland.

House Joint Resolution No. 27, Joint resolution for the completion of the main road leading from Tamworth village to Wonolancet in the town of Tamworth.

House Joint Resolution No. 31, Joint resolution for the improvement of the West Ossipee road in the town of Madison.

House Joint Resolution No. 49, Joint resolution for the permanent construction of a certain highway in the town of Weare.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills, with amendments, in the passage of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 86, An act relating to the taking of pickerel.

Amend Section 1 of the bill by inserting after the word Hebron in the twenty-first line of said section the following: Rust pond in Wolfeboro, Mirror lake in Tuftonboro, Stinson lake in Rumney, Town Line pond in the towns of Dorchester and Wentworth, Trout pond in the town of Dorchester and Lamphrey pond in the town of Orford, so that said section as amended shall read:

1. Amend section 11 of chapter 200 of the Public Laws by striking out the whole of said section, and inserting in place thereof a new section 11 which shall read as follows:

11. *Pickerel*. Pickerel of any size and in any quantity may be taken and possessed at any time, from Sunapee lake, Crystal lake in Enfield, Tewksbury pond in Grafton, Elbow pond in Woodstock, Partridge lake in Lyman and Littleton, Pearl lake in Lisbon, Ogontz lake, Dodge pond, Round pond and Flag pond in Lyman, Ellsworth pond in Ellsworth, Merrymeeting lake in New Durham, Scobie's pond in Derry and Londonderry, Big Dan Hole pond in Ossipee and Tuftonboro, Mason pond in Orford, Rocky pond in Wentworth, Armington pond and Lake Tarleton in

Piermont, Newfound lake in the towns of Hebron, Bridgewater, Bristol and Alexandria, Highland lake, Elbow pond and Bradley pond in Andover, Spofford lake in Chesterfield, Spectacle pond in Groton and Hebron, Rust pond in Wolfboro, Mirror lake in Tuftonboro, Stinson lake in Runney, Town Line pond in the towns of Dorchester and Wentworth, Trout pond in the town of Dorchester and Lamphrey pond in the town of Orford, and in the Contoocook river from the Cheshire mill pond outlet in Jaffrey to the Merrimack river, all waters of Coos County and all other streams in the state inhabited by trout, except Merrimack river, Powwow river, Winnepesaukee river, and Pemigewasset river.

On motion of Mr. Small of Rochester the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 254, An act relating to the taking of shad, Amend Section 1 of House Bill No. 254, entitled An act relating to the taking of shad, by striking out the figure "1" immediately after the caption; further amend said section by inserting after the word "in" in the ninth line of the said section the following: "one day from"; so that the said section as amended shall read as follows: 1. *Winnepesaukee Lake*. Amend Section 14 of Chapter 200 of the Public Laws by striking out all of said section and inserting in place thereof the following: 14. ———, *Limit*. The taking of more than twelve shad or whitefish in one day from the waters of Winnepesaukee lake is prohibited between the first day of January and the fifteenth of June, and the taking of more than six such fish in one day from the said waters is prohibited between the fifteenth day of June and the first day of October. The taking of more than six shad or whitefish in one day from the waters of Paugus lake or Winnisquam lake is prohibited.

Amend Section 2 of the said bill by inserting after the figure "2" the following: *Takes Effect*.

On motion of Mr. Guay of Laconia the House concurred

in the amendments sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following concurrent resolution, with amendment, in the passage of which amendment the Senate asked the concurrence of the House of Representatives:

"WHEREAS, the year 1930 marked one hundred years of the Independence of Greece.

"WHEREAS, during the struggle for independence the Greeks appealed to the United States for moral support.

"WHEREAS, President Monroe, Daniel Webster, Henry Clay, Edward Everett and Dr. Samuel Howe, raised their voices in the Senate of the United States and outside as Government circles in behalf of the liberties of a people to whom the entire civilized world owes an everlasting debt of gratitude.

"WHEREAS, last August American Legionnaires visited Athens to pay tribute to the memory of the American patriots who struggled for Greek Independence and attended the unveiling of a great Memorial Statue to their memory, erected by the contribution of every Greek school child in Greece.

"WHEREAS, the Governors of the States of America, as a token of the continued friendship of the United States for Greece sent with the Legionnaire excursionists their respective State Flags to be presented to the Greek Republic.

"WHEREAS, the Greek Government, in gratitude for this token of friendship, has sent with the Legionnaires 48 Greek Flags, one for each State, as a token of the love of the Greek people for the people of the several States of the Union.

"WHEREAS, the 500,000 citizens of Greek origin have brought to us traditions and a belief in the form of Government from which the drafters of our Immortal Constitution copied abundantly.

"WHEREAS, during the great War the citizens of Greek origin volunteered in the number of 60,000 and distinguished

themselves for valor and devotion to their adopted country.

"THEREFORE, be it resolved that the representatives of the people of the State of New Hampshire accept with deep appreciation the Greek Flag sent by the President of the Republic of Greece as a token of the common ideals that united the two Republics during the recent War.

"That the Governor be and is hereby empowered to accept the flag and deposit it in the Capitol and display it on all proper occasions.

"That the Clerk of the Assembly be and is hereby requested to transmit a copy of this resolution to the President of the Greek Republic through the Greek Minister at Washington."

Amend the last paragraph of the joint resolution by striking out the words "Clerk of the Assembly" in the first line thereof and substituting the words "Secretary of State"; so that said paragraph as amended shall read:

"That the Secretary of State be and is hereby requested to transmit a copy of this resolution to the President of the Greek Republic through the Greek Minister at Washington."

On the motion of Mr. Carter of Nashua the House concurred in the amendment sent down from the Honorable Senate.

The resolution was then sent to the Secretary of State.

The message also announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 56, An act relative to taking wild animals and game by lights.

Senate Bill No. 62, An act relating to the open season on salmon.

Senate Bill No. 67, An act to legalize the school meeting held on March 10, 1931, in the town of Hebron.

#### SENATE BILLS READ AND REFERRED

Senate Bill No. 56, An act relative to taking wild animals and game by lights.

Senate Bill No. 62, An act relative to the open season on salmon.

Severally read a first and second time and referred to the Committee on Fisheries and Game.

Senate Bill No. 67, An act to legalize the school meeting held on March 10, 1931, in the town of Hudson.

Read a first and second time.

On motion of Mr. Plumer of Bristol the rules were suspended and the printing of the bill and its reference to a committee dispensed with.

The bill was then ordered to a third reading.

#### BILL RECALLED

On motion of Mr. Duncan of Jaffrey, House Bill No. 42, An act in relation to the salary of the justice of the municipal court of Littleton having been recalled from His Excellency the Governor, was put back upon its second reading.

Mr. Duncan of Jaffrey offered the following amendments.

Amend section 1 of said House Bill No. 42 by striking out the first four lines of said section and inserting in place thereof the following:

1. *Salaries.* Amend section 32, chapter 323 of the Public Laws, as amended by chapters 99 and 100 of the Laws of 1927 and chapters 117 and 143 of the Laws of 1929, by striking out said section and inserting in place thereof the following: 32. *Salaries of Justices.*

Further amend said section 1 by striking out the period after the word "dollars" in the thirty-sixth line and inserting in place thereof a comma, and by striking out the words "cities and towns" in the thirty-seventh line and inserting in place thereof the word, "town."

The question being on the amendments.

(Discussion ensued)

On a *viva voce* vote the amendments were adopted.

The bill was then ordered to a third reading.

On motion of Mr. Dudley of Exeter at 12:55 o'clock the House adjourned.



## AFTERNOON

The House met at 3 o'clock.

## THIRD READINGS

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 42, An act in relation to the salary of the justice of the municipal court of Littleton.

House Bill No. 115 (In new draft and new title), An act relating to the practice of pharmacy and the sale of drugs.

House Bill No. 221, An act relating to the salary of the mayor of Somersworth.

House Bill No. 280, An act relating to oleomargarine and other butter substitutes.

House Joint Resolution No. 33, Joint resolution for the improvement of the road in Ossipee from Ossipee corner to the Maine state line.

House Joint Resolution No. 73, Joint resolution providing for the permanent improvement of the road leading from the Dartmouth College road in the town of Goshen.

House Joint Resolution No. 96, Joint resolution for the improvement of the highway from the junction of the Daniel Webster highway at Wiers bridge to route No. 11 at Gilford railroad station.

House Joint Resolution No. 98, Joint resolution for the improvement of the highway in the towns of Stark and Dummer.

House Joint Resolution No. 100, Joint resolution relating to payment of bonus in recognition of war service of residents of New Hampshire.

House Joint Resolution No. 103, Joint resolution for the permanent construction of a certain highway in the town of Jefferson.

House Joint Resolution No. 106, Joint resolution for the improvement of the north road leading from Deerfield Center to Epsom line in the town of Deerfield.

House Joint Resolution No. 107, Joint resolution for the improvement of the Mammoth road in the town of Pelham.

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 67, An act to legalize the school meeting held on March 10, 1931, in the town of Hebron.

Read a third time and passed and sent to the Secretary of State to be engrossed.

#### ORDER VACATED

On motion of Mr. Gouin of Dover,

*Resolved*, That the order whereby House Bill No. 319, An act referring to the pensioning of teachers in the city of Dover was referred to the Committee on Education be vacated and the bill be referred to a special committee consisting of the delegation from the city of Dover.

#### RESOLUTION

Mr. Duncan of Jaffrey for the committee appointed to prepare resolutions on the death of Representative George W. Wilder presented the following:

WHEREAS, A Divine Providence has taken from us our esteemed fellow member, George W. Wilder, of Rindge, therefore, be it

*Resolved*, That this House deems it fitting to record hereby its sense of deep loss; its appreciation of the sterling qualities of a departed friend; of his quick sympathy for the needy and afflicted; of his sturdy and willing advocacy of those principles he believed right, regardless of their effect upon his own interests; and of his marked accomplishments for the welfare of his fellow-men; and be it further

*Resolved*, That there be entered upon the Journal of the House this testimonial to the worth of George W. Wilder as a citizen and a public servant, and that the sincere sympathy of this body be extended to the bereaved family of the deceased; and be it further

*Resolved*, That the Clerk of the House transmit a copy of these resolutions to the family.

GEORGE H. DUNCAN,  
MILAN A. DICKINSON,  
OREN V. HENDERSON.

On a *viva voce* vote the resolutions were adopted.

On motion of Mr. Carter of Nashua at 3:18 o'clock the House adjourned.

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WEDNESDAY, MARCH 18, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

#### LEAVES OF ABSENCE

Mr. Frye of Dalton was granted leave of absence for the week on account of attending a funeral.

Mr. Ward of Plainfield was granted leave of absence for Thursday on account of important business.

Mr. Eastman of Orange was granted leave of absence for the day on account of important business.

Mr. Merrill of Lisbon was granted leave of absence for the day on account of attending a funeral.

#### COMMITTEE REPORTS

Mr. Osborne of Sunapee for the Committee on Appropriations to whom was referred House Joint Resolution No. 32, A joint resolution for the improvement of the Steele's Hill road leading from the Bay meeting-house to the Meredith line in the town of Sanbornton, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Blake of Concord for the Committee on Banks to whom was referred House Bill No. 88, An act relative to assistants in the office of the bank commissioner, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Blake of Concord for the Committee on Banks to whom was referred House Bill No. 122, in new draft, An act relating to savings banks and trust companies, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Kelley of Concord for the Committee on Public Health to whom was referred House Bill No. 284, An act providing for state aid in the care of persons suffering from cancer, reported the same in a new draft and with a new title with the recommendation that the bill in its new draft and with its new title ought to pass.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations under the rules.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 255, An act relating to the expiration of operators' licenses, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 291, An act relating to agreements for transportation and support of paupers, reported the same in a new draft and with a new title, with the recommendation that the bill in its new draft and with its new title ought to pass.

The report was accepted and the bill in its new draft read a first and second time.

On motion of Mr. Hammond of Manchester the rules were suspended and the printing of the bill dispensed with.

The bill was then ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision

of the Statutes to whom was referred Senate Bill No. 11, An act to amend chapter 242 of the session laws of 1907 entitled "An act to incorporate the Laconia Home for the Aged," reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend title of said bill by striking out the words and figures "to amend chapter 242 of the session laws of 1907 entitled, "An act to incorporate" and inserting in place thereof the words "relating to" so that said title as amended shall read as follows: "An act relating to the Laconia Home for the Aged."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 240, An act relating to city employees, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Bill No. 23, An act to establish a continuous highway from the East Side trunk line in Newington, then through Newington by way of the Fox Point road from and across Little Bay to Durham to a junction with the New Hampshire College road at Coe's Corner in Durham to a junction with the New Hampshire College road at Sawyer's in Dover, having considered the same, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations under the rules.

Mr. Duda of Manchester for the Committee on Public Health to whom was referred House Bill No. 76, An act relating to water supply and sewage disposal reported the same with the following amendments and the recommendation that the bill as amended ought to pass.

Amend House Bill No. 76 by striking out the entire section 6; further amend by renumbering sections 7 and 8, sections 6 and 7 respectively.

The report was accepted, the amendments adopted and the bill ordered to a third reading.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 113, A joint resolution for the improvement of the highway from Loudon village over the old stage mail line to Kelley's Corner in Gilmanton, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Swan of Dover for the special committee consisting of the delegation from the city of Dover to whom was referred House Bill No. 319, An act authorizing the city of Dover to provide pensions for school teachers, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section one of House Bill No. 319 by striking out in line seven the word "twenty" and substituting therefor the word "thirty" so that said section as amended shall read as follows:

1. The mayor and city council of the city of Dover may, at the request of the superintendent of schools and two-thirds of the members of the school board actually voting in favor thereof, retire from active service any teacher of the public schools who has performed faithful service as a teacher in said Dover for a period of at least thirty years, and may grant a pension to such retired teacher for a period not exceeding one year at a time.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Osborne of Sunapee for the special committee consisting of the delegation from the county of Sullivan to whom was referred House Bill No. 238, An act relating to the salary of the sheriff of Sullivan county, reported the same with the following resolution:



*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Henderson of Durham for the Committee on Appropriations to whom was referred House Joint Resolution No. 39, A joint resolution for the improvement of the road in Freedom leading from Freedom village and Effingham to West Ossipee, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Ross of Lebanon for the Committee on Appropriations to whom was referred House Joint Resolution No. 70, A joint resolution for the improvement of the Meredith Neck road, so-called, in the town of Meredith, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Rowell of Newport for the Committee on Appropriations to whom was referred House Joint Resolution No. 99, A joint resolution providing for a memorial tablet in the State House for Vice-President Henry Wilson, reported the same with the following resolution:

*Resolved*, That it be referred to the next legislature.

The report was accepted and the resolution of the committee adopted.

Mr. Shaw of Chichester for the Committee on Appropriations to whom was referred House Joint Resolution No. 109, A joint resolution for the improvement of the Diamond Ledge road in the town of Sandwich, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Blake of Concord for the Committee on Banks to whom was referred House Bill No. 263, An act to create a

bank commission of three, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

Mr. Small of Rochester moved that the words "ought to pass" be substituted for the words "inexpedient to legislate."

The question being on the motion of Mr. Small.

(Discussion ensued)

Mr. Pingree of Berlin raised the point of order that the member speaking was not confining himself to the question.

The Speaker ruled the point well taken.

Mr. Dudley of Exeter moved the previous question.

The question being

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the motion of Mr. Small of Rochester.

On a *viva voce* vote the motion did not prevail.

Mr. Small of Rochester asked for a division.

A division being had the vote was declared manifestly in the negative.

The question being on the resolution reported by the committee that it is inexpedient to legislate.

On a *viva voce* vote the resolution was adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 160, An act relating to hawkers and peddlers, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass:

Amend section 3 of said bill by striking out the words "or otherwise for future delivery," in lines 4 and 5; further amend said section by striking out the words "The word provisions as used in this section shall not include fruits not grown in this state" in lines 10 and 11 so that said section as amended shall read as follows: 3. *Exceptions.* The provision of this chapter relating to hawkers and peddlers shall not apply to wholesalers or jobbers selling to dealers only,

nor to commercial agents or other persons selling by sample, lists, catalogues, not to any person selling provisions, agricultural implements, fruit trees, vines, shrubs, books, newspapers, pamphlets, the products of his own labor or the labor of his family and the product of his own farm or the one which he tills, the manufacturers of furniture and ladders excepted.

Amend section 14 by striking out in line 3 the word "crime" and substituting in place thereof the word "offense"; further amend by striking out in lines 13 and 14 the words "or a person holding such a license is convicted of any crime," so that said section as amended shall read as follows:

14. *Revocation of licenses.* Any license granted by the secretary of state to a hawker or peddler may be revoked by him (1) upon conviction of the licensee of any offense which in the judgment of the secretary warrants such revocation, or (2) upon the submission to the secretary of evidence satisfactory to him that, during the term of the license, and acting under cover thereof, the licensee has accepted or solicited money otherwise than through a bona fide sale or barter of goods, wares or merchandise, or has in any manner begged or solicited alms from the public, or (3) for any other sufficient cause. Whenever any person is convicted of a violation of any provision of this chapter, relative to hawkers and peddlers, the clerk of the court in which, or the trial justice by whom, such person was convicted shall notify the secretary of state.

The report was accepted.

On motion of Mr. Hammond of Manchester the reading of the amendments was dispensed with.

The amendments were then adopted and the bill ordered to a third reading.

Mr. Duda of Manchester for the Committee on Public Health to whom was referred House Bill No. 175, An act relating to the publication of vital statistics, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Duda of Manchester for the Committee on Public Health to whom was referred House Bill No. 124, An act relating to the practice of chiropody, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Duda of Manchester for the Committee on Public Health to whom was referred House Joint Resolution No. 4, A joint resolution authorizing a special commission to investigate the subject of cancer and other chronic diseases, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 96, An act relating to the registration of motor vehicles, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 54, A joint resolution for the construction of a bridge and improvement of the main highway in the town of Litchfield, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate; subject matter covered by House Bill No. 137.

The report was accepted and the resolution of the committee adopted.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 65, A joint resolution for the construction of a bridge in the town of Stratham, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate; subject matter covered by House Bill No. 137.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 83, An act relating to the fees for registration of motor vehicles, reported the same with the following resolution:

*Resolved*, That the bill be referred to the next legislature.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 84, An act to regulate transportation by motor truck for hire on the public highways, reported the same with the following resolution:

*Resolved*, That the bill be referred to the next legislature.

The report was accepted and the resolution of the committee adopted.

Mr. McGreal of Somersworth for the Committee on Judiciary to whom was referred House Bill No. 63, An act giving certain liens to physicians and hospitals, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of the Committee on Judiciary to whom was referred House Bill No. 63, An act giving certain liens to physicians and hospitals, being unable to agree with the majority, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

ALBERTUS T. DUDLEY,  
E. F. BROWN,  
O. F. WINSLOW,  
EDWARD H. ADAMS.

Amend the title of House Bill No. 63 by striking out the words "physicians and," so that said title as amended shall read as follows: An act giving certain liens to hospitals.

Amend section 1 of said bill by striking out in line 3 the

words "physicians and"; by striking out in line 4 the words "physician or"; by striking out in line 10 the words "physician or"; by striking out in lines 14 and 15 the words "physician or"; by striking out in line 23 the words "physician or"; by striking out in line 52 the words "physician or"; and by striking out in lines 52 and 53 the words "or to both," so that said section as amended shall read as follows:

1. *Lien Law Amended.* Chapter 217 of the Public Laws is hereby amended by adding at the end thereof the following:

#### LIENS OF HOSPITALS

38. *Upon Claims for Insurance.* Any hospital that has given treatment or performed services to or for a person who has suffered personal injuries and who has a claim arising from such injuries against another person shall have a lien against any sum due or which may become due from such other person to the injured person or for his benefit to the extent that such hospital may give treatment or perform services to or for such injured person in connection with or growing out of such injuries, but not exceeding the total amount due or to become due to the injured person, or for his benefit, from such other person because of such injuries. Such hospital shall have a similar lien against any sum due or which may become due from any insurance company because of or in connection with such personal injuries, whether the same be payable directly or indirectly to the person causing the injury as an indemnity for damages recovered for said injuries, or whether the same be payable directly or indirectly to the injured person or for his benefit.

39. *How Made Effective.* The lien provided by the foregoing section shall become effective upon the hospital giving to the person or insurance company affected a written notice of intention to claim the lien. The notice shall give the name of the person for whom treatment or services have been performed or are to be performed, the value of the treatment or



services already furnished for the injured person, the best possible estimate of the further time that such services or treatment may be required, and, in case the notice is given to an insurance company, the name of the policy holder against whose claim the lien is intended to run. The notice shall be sent by registered mail to the person affected at his last known address, or if an insurance company, to such company in care of the insurance commissioner. Upon receipt of any such notice, the insurance commissioner shall notify the company thereof in such manner as he is required to notify foreign companies of attachments against them made in his office.

40. *How Secured.* Any such lien may be secured by attachment made within one year after the giving of notice as provided by the last foregoing section, such attachment to be by trustee process naming the person or company affected as trustee. Service thereof against any insurance company shall be made upon the company through any resident agent of the company, or, if there be no such resident agent, upon the insurance commissioner as agent for such company.

41. *To What Extent Valid.* No settlement, whether before or after judgment, effected without the consent of any lien-holder by other interested parties shall invalidate any lien created hereunder, and if the money shall be paid in accordance with such settlement the parties who made the same shall be jointly and severally liable to the hospital, for the lien hereby created.

Amend section 2 of said bill by inserting after the word "repealed" in line 2, the following: "provided that nothing in this act shall repeal any provisions of Chapter 178 of the Public Laws or any right of the State of New Hampshire to pay compensation for injuries to its employees," so that said section as amended shall read:

2. *Takes Effect.* All acts and parts of acts inconsistent with this act are hereby repealed, provided that nothing in this act shall repeal any provisions of Chapter 178 of the Public Laws or any right of the State of New Hampshire to

pay compensation for injuries to its employees, and this act shall take effect upon its passage.

Mr. Reed of Nashua moved that the report of the minority be substituted for the report of the majority.

The question being on the motion of Mr. Reed.

(Discussion ensued)

Mr. Pray of Portsmouth moved the previous question.

The question being:

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being:

Shall the report of the minority that the bill ought to pass with amendments be substituted for the report of the majority that it is inexpedient to legislate?

On a *viva voce* vote the motion to substitute did not prevail.

Mr. Reed of Nashua asked for a division.

A division being had 106 members voted in the affirmative and 150 members voted in the negative and less than two thirds of the members elected being present and voting and less then two thirds of those voting having voted either in the affirmative or the negative no valid action was taken and the bill went into unfinished business.

Mr. McGreal of Somersworth demanded the yeas and nays but subsequently withdrew his demand.

#### CONCURRENT RESOLUTION

On motion of Mr. Hammond of Manchester:

*Resolved*, That the Governor and Council be authorized to appoint a commission consisting of five disinterested persons to be a commission to study the subject matter covered by House Bill No. 83, an act relating to the fee for registration of motor vehicles, and House Bill No. 84, an act to regulate transportation by motor truck for hire on the public highways, and make recommendations to the Legislature to be convened in the year 1933. Said members to serve without pay but to be reimbursed for their necessary expenses, while on the business of the commission.

## VOTE RECONSIDERED

Mr. Dickinson of Swanzey asked unanimous consent to move to reconsider a vote, the time limit having expired.

Unanimous consent was granted.

On motion of Mr. Dickinson of Swanzey the vote whereby the House passed House Joint Resolution No. 103, Joint resolution for the permanent construction of a certain highway in the town of Jefferson was reconsidered.

The question being:

Shall the joint resolution pass?

On motion of Mr. Dickinson of Swanzey the joint resolution was indefinitely postponed.

## MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills:

House Bill No. 111, An act relating to beverages.

House Bill No. 314, An act relative to the expiration of licenses for the practice of chiropractic.

The message further announced that the Senate concurred with the House of Representatives in the adoption of the amendments proposed by the Committee on Engrossed Bills to the following entitled bills:

House Bill, No. 180, An act relating to annual reports of county officers.

Senate Bill No. 42, An act to allow the taking of bass in Partridge lake.

At 1:13 o'clock the House was declared in recess for 1 hour and 42 minutes.

## AFTER RECESS

## MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the

following joint resolution, in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

House Joint Resolution No. 2, Joint resolution for the reconstruction of the main highway leading from the Claremont-Unity town line to Sullivan County farm in the town of Unity.

Amend said resolution by striking out the word "by" the second time it occurs in the ninth line and inserting in place thereof the word, "the." Further amend said resolution by striking out the word "by" where it occurs the third time in the ninth line. Further amend said resolution by striking out the words "maintenance fund as provided by chapter 84 of the Public Laws," in the eleventh and twelfth lines and inserting in place thereof the words, "highway funds."

On motion of Mr. Cilley of Exeter the House concurred in the adoption of the amendments proposed by the Committee on Engrossed Bills.

The joint resolution was then sent to the Secretary of State to be engrossed.

House Joint Resolution No. 12, Joint resolution for the improvement of the Province road in Gilmanton.

Amend said resolution by striking out the word "is" in the second line and inserting in place thereof the word, "are." Further amend said resolution by striking out the words "maintenance fund as provided by chapter 84 of the Public Laws" in the ninth and tenth lines and inserting in place thereof the words, "highway funds."

On motion of Mr. Cilley of Exeter the House concurred in the adoption of the amendments proposed by the Committee on Engrossed Bills.

The joint resolution was then sent to the Secretary of State to be engrossed.

House Joint Resolution No. 27, Joint resolution for the completion of the main road leading from Tamworth village to Wonolancet in the town of Tamworth.

Amend said resolution by striking out the word "is" in the second line and inserting in place thereof the word,

“are.” Further amend said resolution by striking out the words, “maintenance funds as provided by chapter 84 of the Public Laws” in the eighth and ninth lines and inserting in place thereof the words, “highway funds.”

On motion of Mr. Nash of Concord the House concurred in the adoption of the amendments proposed by the Committee on Engrossed Bills.

The joint resolution was then sent to the Secretary of State to be engrossed.

House Joint Resolution No. 31, Joint resolution for the improvement of the West Ossipee road in the town of Madison.

Amend said resolution by striking out the words “maintenance fund as provided by chapter 84 of the Public Laws,” in the tenth and eleventh lines and inserting in place thereof the words, “highway funds.”

On motion of Mr. Thayer of Haverhill the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The joint resolution was then sent to the Secretary of State to be engrossed.

House Joint Resolution No. 49, Joint resolution for the permanent construction of a certain highway in the town of Weare.

Amend said resolution by striking out all of said resolution after the word “commissioner” in the seventh line and inserting in place thereof the words, “and the sum appropriated by the state shall be a charge upon the highway funds.”

On motion of Miss Story of Manchester the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The joint resolution was then sent to the Secretary of State to be engrossed.

The message also announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following house bills, in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 93, An act in relation to the taking of horned pout or bullhead.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Open Season.* Amend section 15, chapter 200 of the Public Laws, as amended by chapter 25 of the Laws of 1927 and chapter 25 of the Laws of 1929, by striking out the words "June first" in the third and fourth lines and inserting in place thereof the words, "June fifteenth," and by inserting after the words "November first" in the fourth line the words, "provided that no person shall take any such fish from Robartwood lake in the town of Campton except between June fifteenth and September first," so that said section as amended shall read as follows: 15. Horned Pout. Except in the county of Coos and from the Connecticut river, no person shall take any catfish, commonly called horned pout or bullhead, except between June fifteenth and November first, provided that no person shall take any such fish from Robartwood lake in the town of Campton except between June fifteenth and September first; and in no event shall a person take more than a total of forty horned pout between twelve o'clock noon in any day and twelve o'clock noon of the following day.

Further amend said bill by striking out the word "to" in section 2 and inserting in place thereof the word, "shall."

On motion of Mr. Thayer of Haverhill the House concurred in the adoption of the amendments proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 112, An act relating to dairy products.

Amend said House bill by striking out section 2.

Further amend said House bill by striking out section 3 thereof and inserting in place thereof the following:

2. *Boards of Health.* Amend said chapter 163 by adding after section 38 the following new section: 38-a. Enforcement. It shall be the duty of the state and local boards of health to enforce the provisions of sections 32 to 38, inclu-



sive, relating to the adulteration, quality and processing of milk and of other dairy products.

Further amend said House bill by renumbering section 4 to read 3.

On motion of Mr. Moore of Alstead the House concurred in the adoption of the amendments proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 158, An act to limit the catch of brook trout in Robartwood lake in the town of Campton and to change the open season for the taking of horned pout from said lake.

Amend the title of said bill by striking out the same and inserting in place thereof the following.

An act relating to the limit of taking brook trout from Robartwood lake.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Brook Trout.* Amend section 5, chapter 200 of the Public Laws, as amended by section 9, chapter 65, Laws of 1927, by inserting after the word "fish" in the fourth line the words, "and provided further that from Robartwood lake in the town of Campton a person may take in one day a total of not more than ten brook trout," so that said section as amended shall read as follows: 5. *Limit.* A person may take in one day a total of not more than five pounds of brook trout provided that so long as he has taken less than five pounds he shall be entitled to take one additional fish, and provided further that from Robartwood lake in the town of Campton a person may take in one day a total of not more than ten brook trout. He may have in his possession at one time a total of not more than two days' legal catch of brook trout. A person may take a total of not more than six salmon, aureolus or lake trout collectively in one day and a person or party irrespective of the number of persons therein, trolling from any one boat, upon any of the waters of this state, shall not take or kill more than six fish

in any one calendar day of the species of salmon, lake trout or aureolus trout collectively; and, for the purposes hereof, each member of the party, and the person or persons in charge of the boat present when any violation of this section takes place, shall all be regarded as principals and shall each be liable for the penalty hereinafter prescribed.

2. *Takes Effect.* This act shall take effect upon its passage.

On motion of Mr. Kelley of Concord the House concurred in the adoption of the amendments proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 248, An act relating to fish.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Open Season.* Amend section 3, chapter 200 of the Public Laws, as amended by section 8, chapter 65, Laws of 1927, by striking out the word "twentieth" in the eighth line and inserting in place thereof the word, "first," so that said section as amended shall read as follows: 3. Lake Trout. Lake trout not less than fifteen inches in length may be taken and possessed from January first to September first, except that those not less than twelve inches in length may be taken and possessed during said period from the waters of Stinson lake in the town of Rumney, and except that those not less than ten inches in length may be taken and possessed from Big Diamond pond and Big Greenough pond from May first to September first. Those of legal length may be taken by the use of a fly only during the month of September from Big Diamond pond and Big Greenough pond.

Amend the title of the bill by striking out the same and inserting in place thereof the following:

An act relating to taking lake trout from Big Diamond pond and Big Greenough pond.

On motion of Mr. Adams of Hampton the House concurred in the adoption of the amendments proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

The message also announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 29, An act amending Chapter 258 of the Public Laws entitled motor vehicles carrying passengers for hire.

Senate Bill No. 52, An act amending Chapter 198 of the Public Laws relating to the setting of steel traps.

Senate Bill No. 61, An act relating to bridges over Connecticut river.

#### SENATE BILLS NEW AND REFERRED

Senate Bill No. 29, An act amending Chapter 258 of the Public Laws entitled motor vehicles carrying passengers for hire.

Read a first and second time and referred to the Committee on Revision of the Statutes.

Senate Bill No. 52, An act amending Chapter 198 of the Public Laws relating to the setting of steel traps.

Read a first and second time and referred to the Committee on Fisheries and Game.

Senate Bill No. 61, An act relating to bridges over Connecticut river.

Read a first and second time and referred to the Committee on judiciary.

On motion of Mr. Price of Lisbon the order whereby the above bill was referred to the Committee on Judiciary was vacated and the bill referred to the Committee on Revision of the Statutes.

On motion of Mr. Hammond of Manchester at 3:10 o'clock the House adjourned.

#### AFTERNOON

The House was immediately called to order in afternoon session.

## THIRD READINGS

On motion of Mr. Nash of Concord the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 76, An act relating to water supply and sewage disposal.

House Bill No. 122, An act relating to savings banks and trust companies.

House Bill No. 160, An act relating to hawkers and peddlers.

House Bill No. 240, An act relating to city employees.

House Bill No. 255, An act relating to the expiration of operators' licenses.

House Bill No. 291, An act relating to interstate transportation of poor and indigent persons.

House Bill No. 319, An act authorizing the city of Dover to provide pensions for school teachers.

House Joint Resolution No. 32, Joint resolution for the improvement of the Steele's Hill road leading from the Bay meeting-house to the Meredith line, in the town of Sanborn-ton.

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 11, "An act relating to the Laconia Home for the Aged."

Read a third time and passed and sent to the Senate for concurrence in the amendment.

On motion of Mr. Leith of Lancaster at 3:47 o'clock the House adjourned.

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THURSDAY, MARCH 19, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

## LEAVES OF ABSENCE

Messrs. Conway of Manchester and Priest of Nelson were granted indefinite leave of absence on account of illness.

Mr. Haynes of Deerfield was granted leave of absence for the day on account of important business.

Mr. Smith of Hinsdale was granted leave of absence for Tuesday, March 24, on account of important business.

#### COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills:

Senate Bill No. 42, An act to allow the taking of bass in Partridge lake.

Senate Bill No. 67, An act to legalize the school meeting held on March 10, 1931, in the town of Hebron.

House Bill No. 180, An act relating to annual reports of county officers.

House Bill No. 196, An act affirming the acceptance of the Federal Vocational Rehabilitation Act and appropriating money to make the same effective.

House Bill No. 254, An act relating to the taking of shad.

House Bill No. 314, An act relative to the expiration of licenses for the practice of chiropractic.

The report was accepted.

Mr. Henderson of Durham for the Committee on Engrossed Bills, to whom was referred Senate Bill No. 63, An act to enable the town of Newport, New Hampshire, to refund its indebtedness, reported the same under Joint Rule No. 6, with the following amendment, and the recommendation that the bill as amended ought to pass

Amend Section 2 of said bill by striking out the words "all acts inconsistent with this act are hereby nullified so far as this act may be concerned."

The report was accepted, the amendment adopted and the bill sent to the Senate for concurrence in the adoption of the amendment.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 101, A joint resolution in favor of the New Hampshire Soldiers'

Home, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 114, A joint resolution to provide for the appointment of a building commission for an addition to the State Library, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 115, A joint resolution to provide for co-operation with the United States Geological Survey in the establishment and maintenance of stream flow gauging stations, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out the words and figures "four thousand dollars (\$4,000)" in line 1 and inserting in place thereof the words and figures "two thousand dollars (\$2,000) for the years 1931 and 1932 and a like sum for the years 1932 and 1933" so that said resolution as amended shall read as follows: That the sum of two thousand dollars (\$2,000) for the years 1931 and 1932 and a like sum for the years 1932 and 1933 or so much thereof as may be necessary, is hereby appropriated to be used and expended under the direction of the public service commission, with the approval and consent of the governor and council, for the purpose of co-operating with the United States Geological Survey in the establishment and maintenance of stream flow gauging stations on streams of this state for the purpose of providing the people of the state with information that will further industrial development. A report of the results of this work and recommendations based thereon, shall be made to the next legislature. The governor is hereby



authorized to draw his warrant for the same out of any money in the treasury not otherwise appropriated.

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

Mr. Conner of Exeter for the Committee on Appropriations to whom was referred House Bill No. 292, in new draft and new title, An act to abolish the Board of Publicity and create a State Development Commission, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Charois of Greenville for the Committee on Coast-wise Improvements to whom was referred House Bill No. 324, An act constituting a permanent state agency entitled New Hampshire Shore and Beach Preservation and Development Commission, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Bean of Concord for the Committee on Fisheries and Game, to whom was referred Senate Bill No. 50, An act amending chapter 200 of the Public Laws regarding the open season for brook trout in Third Connecticut lake and Big Millsfield pond, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Sheehan of Manchester for the Committee on Insurance to whom was referred House Bill No. 224, An act relative to life insurance, reported the same in a new draft with the recommendation that the bill in its new draft be printed and recommitted to the Committee.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and recommitted to the Committee on Insurance.

Mr. Keefe of Dover for the Committee on Judiciary to whom was referred House Bill No. 138, An act relating to flood control on Mohawk river in the town of Colebrook,

reported the same in a new draft and with a new title, with the recommendation that the bill in its new draft and with its new title ought to pass.

The report was accepted and the bill in its new draft read a first and second time.

On motion of Mr. Duncan of Jaffrey the rules were suspended and the printing of the bill dispensed with.

The bill was then referred to the Committee on Appropriations under the rules.

Mr. Hutchins of Stratford for the Committee on Judiciary to whom was referred House Bill No. 283, An act authorizing the disposal of state lands under certain conditions, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Hutchins of Stratford for the Committee on Judiciary to whom was referred House Bill No. 301, An act relating to aid furnished soldiers, sailors and their minor children, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend the title of House Bill No. 301 by striking out the words "minor children" and inserting in place thereof the word "dependents," so that said title shall read as follows: An act relating to aid furnished soldiers, sailors and their dependents.

Amend section 1 of said bill by inserting after the word "wife" in the 6th line, the word "widow" so that said section as amended shall read as follows: 1. Amend section 16, chapter 106, Public Laws by striking out all thereof and inserting in place thereof the following: 16. *Publication.* Selectmen of towns, and the mayor and aldermen of cities shall not publish or allow to be published in the annual reports of towns, or cities, the name of any soldier or sailor, his wife, widow, or minor children who have received such aid, but may enter the items under the heading of aid furnished soldiers and sailors.

The report was accepted, the amendments adopted and the bill ordered to a third reading.

Mr. Dudley of Exeter for the Committee on Judiciary to whom was referred House Bill No. 316, An act relating to inspection and licensing of ferry boats, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Kelley of Concord for the Committee on Public Health to whom was referred House Bill No. 114, An act relating to cosmetics, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 47, An act relative to motor vehicle identification numbers or marks, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Jessie Doe for the Committee on Revision of the Statutes to whom was referred House Bill No. 48, An act relative to motor vehicle accidents, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 49, An act relative to motor vehicle equipment inspection, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 50, An act relative to reflector rear lights for commercial motor vehicles, trucks and trailers, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 51, An act relating to abandoned motor vehicles, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 52, An act relative to reckless operation of motor vehicles, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Kelley of Concord for the Committee on State Library to whom was referred House Bill No. 322, An act relating to the preservation of public records, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 327, An act to authorize the county of Hillsborough to issue bonds, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 328, An act legalizing the proceedings of the annual town meeting held in the town of Auburn on March 10, 1931, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 329, An

act amending the charter of the New Hampshire Centennial Home for the Aged, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 330, An act authorizing the town of Lisbon to issue refunding notes or bonds, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted and the bill read a first and second time.

On motion of Mr. Price of Lisbon the rules were suspended and the printing of the bill and its reference to a committee dispensed with.

The bill was then ordered to a third reading.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 331, An act uniting Bartlett town district and Bartlett special district, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 332, An act permitting the town of Bartlett, the town of Jackson, the North Conway lighting precinct, the Intervale lighting precinct, and vicinity to become a village district, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 333, An act for the apportionment of representation in the

House of Representatives, and repealing Chapter 116, Laws of 1921, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules, reported the following entitled Bill, House Bill No. 334, An act to legalize the annual town meeting of Gilford, March 10, 1931, and the adjourned meeting thereof March 14, 1931, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 335, An act legalizing the town meeting of Weare held Tuesday, March 11 and Wednesday, March 12, 1931, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

On motion of Mr. Duncan of Jaffrey the rules were suspended and the printing of the following bills dispensed with.

House Bill No. 328, An act legalizing the proceedings of the annual town meeting held in the town of Auburn on March 10, 1931.

House Bill No. 334, An act to legalize the annual town meeting of Gilford March 10, 1931, and the adjourned meeting thereof March 14, 1931.

House Bill No. 335, An act legalizing the town meeting of Weare held Tuesday, March 11 and Wednesday, March 12, 1931.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 336, An



act to establish a state aid road from Barrington to Rochester, with the recommendation that the bill be referred to the Committee on Roads, Bridges and Canals.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Roads, Bridges and Canals.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, house Bill No. 337, An act to provide for a state budget system and financial control, with the recommendation that the bill be referred to the Committee on Appropriations.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Burbank of Berlin for the Committee on Judiciary to whom was referred Senate Bill No. 21, An act relating to the employment of aliens by the state, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bean of Concord for the Committee on Fisheries and Game, to whom was referred Senate Bill No. 53, An act relating to the taking of pickerel, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

On motion of Mr. Carter of Nashua the rules were suspended to allow for the presentation of a report from a committee which had not previously been advertised in the journal.

Mr. Carter of Nashua for the Committee on Rules reported the following entitled Bill, House Bill No. 338, An act authorizing the issue of certain bonds or notes, with the recommendation that the bill be referred to the Committee on Appropriations.

The report was accepted.

The first reading having commenced on motion of Mr. Carter of Nashua the further reading of the bill was dispensed with.

The bill was then read a second time, laid upon the table to be printed and referred to the Committee on Appropriations.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the senate had voted to concur with the House of Representatives in the passage of the following entitled bills:

House Bill No. 116, in new draft and new title, An act authorizing the taking of land and easements in land by eminent domain for airports.

House Bill No. 123, An act to incorporate the City Savings Bank of Berlin.

House Bill No. 299, An act relating to suppression of gypsy and brown-tail moths.

House Bill No. 262, An act relating to itinerant vendors.

House Bill No. 275, An act relating to hawkers and peddlers.

House Bill No. 272, in new draft, An act authorizing the city of Portsmouth to provide pensions for school teachers.

The message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following House joint resolutions:

House Joint Resolution No. 21, Joint resolution for the improvement of the Gilmanton road leading from Alton to Gilmanton line, in the town of Alton.

House Joint Resolution No. 23, Joint resolution for the improvement of the main road leading east from Hudson bridge to Windham town line in the town of Hudson.

House Joint Resolution No. 34, Joint resolution for completing the construction and improvement of the state aid road in New Hampton as established under Chapter 128, Laws of 1927.

House Joint Resolution No. 50, Joint resolution appro-

priating funds for the construction of a highway in the town of Landaff.

House Joint Resolution No. 82, Joint resolution for the improvement of certain highways in the town of New Boston.

House Joint Resolution No. 95, Joint resolution providing for a deficiency appropriation for the State Prison.

The message further announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bills, sent up from the House of Representatives:

House Bill No. 171, in new draft and new title, An act authorizing towns to appropriate money to purchase compensation and liability insurance.

House Bill No. 191, An act conditionally exempting from local taxation the property of the Woman's Civic Club of Raymond.

The message also announced that the Senate has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bills, in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

Senate Bill No. 51, An act relating to collection of fees for licenses to hunt and fish.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Licenses to Hunt and Fish.* Amend section 6, chapter 202 of the Public Laws, by striking out the words "on the first day" in the third and fourth lines and inserting in place thereof the words, "during the first week," and by adding at the end of said section the following: If said fees are not paid in full by the fifteenth of each month the authority of the agent to collect such fees may be revoked by the commissioner, so that said section as amended shall read as follows: 6. *Agent's Accounting.* The agent shall collect a fee of fifteen cents for each license issued from the licensee and shall account to the commissioner for the full face value of all licenses. He shall, during the first week of each month,

pay to the commissioner the full face value of all licenses sold. If said fees are not paid in full by the fifteenth of each month the authority of the agent to collect such fees may be revoked by the commissioner.

On motion of Mr. Small of Rochester the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

#### RESOLUTIONS

On motion of Mr. Lee of Concord,

*Resolved*, That when the House adjourns this morning it be to meet tomorrow morning at 9:00, and when the House adjourns tomorrow morning it adjourn to meet on Monday evening at 7:30 o'clock.

On motion of Mr. Freeman of Concord,

*Resolved*, That the Clerk be instructed to have five hundred additional copies printed of House Bill No. 58, An act in relation to jurors.

On motion of Mr. Elkins of Concord the rules were suspended and business in order at 3 o'clock was made in order at the present time.

#### THIRD READINGS

House Bill No. 47, An act relative to motor vehicle identification numbers or marks.

House Bill No. 48, An act relative to motor vehicle accidents.

House Bill No. 49, An act relative to motor vehicle equipment inspection.

House Bill No. 50, An act relative to reflector rear lights for commercial motor vehicles, trucks and trailers.

House Bill No. 51, An act relating to abandoned motor vehicles.

House Bill No. 52, An act relative to reckless operation of motor vehicles.

House Bill No. 114, An act relating to cosmetics.

House Bill No. 283, An act authorizing the disposal of state lands under certain circumstances.

House Bill No. 292, in new draft and new title, An act to abolish the Board of Publicity and create a State Development Commission.

House Bill No. 301, An act relating to aid furnished soldiers, sailors and their dependents.

House Bill No. 316, An act relating to inspection and licensing of ferry boats.

House Bill No. 322, An act relating to the preservation of public records.

House Bill No. 330, An act authorizing the town of Lisbon to issue refunding notes or bonds.

House Joint Resolution No. 101, Joint resolution in favor of the New Hampshire Soldiers' Home.

House Joint Resolution No. 114, Joint resolution to provide for the appointment of a building commission for an addition to the state library.

House Joint Resolution No. 115, Joint resolution to provide for co-operation with the United States Geological Survey in the establishment and maintenance of stream flow gauging stations.

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 50, An act amending Chapter 200 of the Public Laws regarding the open season for brook trout in Third Connecticut lake and Big Millsfield pond.

Read a third time and passed and sent to the Secretary of State to be engrossed.

Mr. Harris N. Rice of Rindge having qualified before His Excellency the Governor appeared and took his seat as a member of the House.

On motion of Mr. Carter of Nashua at 11:58 o'clock the House adjourned.

FRIDAY, MARCH 20, 1931.

The House met at 9:00 o'clock according to adjournment.  
The following letter was read by the clerk:

Portsmouth, N. H., March 20, 1931.

*Mr. Clarence A. Dubois*  
*Concord, N. H.*

DEAR SIR:

I shall be unable to attend the session on Friday morning.  
Will you kindly preside for me, and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

At 9:01 o'clock the House took a recess for 5 minutes.

## AFTER RECESS

Mr. Baker of Concord withdrew his notice that he would move to reconsider the vote whereby the House passed House Bill No. 119, An act relating to common jails and prisoners therein.

The bill was then sent to the Senate for concurrence.

On motion of Mr. Kelley of Concord at 9:07 the House adjourned.

MONDAY, MARCH 23, 1931.

The House met at 7:30 o'clock according to adjournment.  
The following letter was read by the clerk:

Portsmouth, N. H., March 23, 1931.

*Mr. Albert H. Lamson,*  
*New London, N. H.*

DEAR SIR:

I shall be unable to attend the session on Monday evening. Will you kindly preside for me, and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. DuBois of Concord at 7:31 o'clock the House adjourned.



TUESDAY, MARCH 24, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

## LEAVE OF ABSENCE

Mr. Murphy of Nashua was granted indefinite leave of absence on account of illness.

Mr. Legallee of Hudson was granted leave of absence for the week on account of a death in his family.

## COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the Committee had examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 51, An act relating to collection of fees for licenses to hunt and fish.

House Bill No. 59, An act relative to the adjustment by compromise of legacy and succession taxes.

House Bill No. 93, An act in relation to the taking of horned pout or bullhead.

House Bill No. 111, An act relating to beverages.

House Bill No. 112, An act relating to dairy products.

House Bill No. 116, An act authorizing the taking of land and easements in land by eminent domain for airports.

House Bill No. 120, An act relative to the penalty for incest.

House Bill No. 132, An act relating to clerical assistants in the state highway department.

House Bill No. 158, An act relating to the limit of taking brook trout from Robartwood lake.

House Bill No. 232, An act relating to the taking of smelt.

House Bil No. 244, An act relating to the school committee of the city of Manchester.

House Bill No. 248, An act relating to taking lake trout from Big Diamond pond and Big Greenough pond.

House Bill No. 257, An act relating to the duties of the public service commission.

House Bill No. 262, An act relating to itinerant vendors.

House Bill No. 264, An act relating to the dates of village district meetings and town meetings in the town of Bethlehem.

House Bill No. 299, An act relating to the suppression of gypsy and brown-tail moths.

House Bill No. 310, An act relating to the taking of white perch.

House Joint Resolution No. 2, Joint resolution for the reconstruction of the main highway leading from the Claremont-Unity town line to Sullivan county farm in the town of Unity.

House Joint Resolution No. 12, Joint resolution for the improvement of the Province road in Gilmanton.

House Joint Resolution No. 21, Joint resolution for the improvement of the Gilmanton road leading from Alton to Gilmanton line, in the town of Alton.

House Joint Resolution No. 23, Joint resolution for the improvement of the main road leading east from Hudson bridge to Windham town line in the town of Hudson.

House Joint Resolution No. 27, Joint resolution for the completion of the main road leading from Tamworth Village to Wonolancet in the town of Tamworth.

House Joint Resolution No. 31, Joint resolution for the improvement of the West Ossipee road in the town of Madison.

House Joint Resolution No. 34, Joint resolution for completing the construction and improvement of the state-aid road in New Hampton as established under chapter 128, Laws of 1927.

House Joint Resolution No. 49, Joint resolution for the permanent construction of a certain highway in the town of Weare.

House Joint Resolution No. 50, Joint resolution appropriating funds for the construction of a highway in the town of Landaff.

House Joint Resolution No. 82, Joint resolution for the improvement of certain highways in the town of New Boston.

House Joint Resolution No. 95, Joint resolution for a deficiency appropriation for the state prison.

The report was accepted.

Mr. Henderson of Durham for the Committee on Engrossed Bills to whom was referred Senate Bill No. 50, An act amending chapter 200 of the Public Laws regarding the open season for brook trout in Third Connecticut lake and Big Millsfield pond, reported the same under Joint Rule No. 6, with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by striking out the words "amending chapter 200 of the Public Laws."

The report was accepted.

On motion of Mr. Small of Rochester the House adopted the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Senate for concurrence in the adoption of the amendment.

Mr. Henderson of Durham for the Committee on Engrossed Bills to whom was referred House Bill No. 86, An act relating to the taking of pickerel, reported the same under Joint Rule No. 6, with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Open Season.* Amend section 11 of chapter 200 of the Public Laws as amended by chapter 66 of the Laws of 1927 by striking out all of said section and inserting in place thereof the following: 11. *Pickerel.* I. Pickerel of any size and in any quantity may be taken and possessed at any time, from Sunapee lake, Crystal lake in Enfield, Tewksbury pond in Grafton, Elbow pond in Woodstock, Partridge lake in Lyman and Littleton, Pearl lake in Lisbon, Ogontz lake, Dodge pond, Round pond and Flag pond in Lyman, Ellsworth pond in Ellsworth, Merrymeeting lake, in New Durham, Scobie's pond in Derry and Londonderry, Big Dan Hole pond in Ossipee and Tuftonboro, Mason pond in Orford, Rocky pond in Wentworth, Armington pond and

Lake Tarleton in Piermont, Newfound lake in the towns of Hebron, Bridgewater, Bristol and Alexandria, Highland lake, Elbow pond and Bradley pond in Andover, Spofford lake in Chesterfield, Spectacle pond in Groton and Hebron, Rust pond in Wolfeboro, Mirror lake in Tuftonboro, Stinson lake in Rumney, Town Line pond in the towns of Dorchester and Wentworth, Trout pond in the town of Dorchester and Lamphrey pond in the town of Orford, and in the Contoocook river from the Cheshire mill pond outlet in Jaffrey to the Merrimaack river, all waters of Coos county and all other streams in the state inhabited by trout, except Merrimaack river, Powwow river, Winnepesaukee river, and Pemigewasset river. II. Pickerel not less than twelve inches in length may be taken from Lakes Winnepesaukee, Massabesic, Winnisquam, Asquam, Wentworth and the Connecticut river in Cheshire, Sullivan and Grafton counties, from June first to April first. In the Merrimaack river, Powwow river, Winnepesaukee river, Pemigewasset river and all other waters not before mentioned in this section, pickerel not less than twelve inches in length may be taken and possessed from June first to January sixteenth.

The report was accepted.

On motion of Mr. Elkins of Concord the House adopted the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Senate for concurrence in the adoption of the amendment.

Mr. Weston of Milford for the Committee on Judiciary to whom was referred House Bill No. 236, An act relating to the bonds of town tax collectors and treasurers, reported the same in a new draft and with a new title and with the recommendation that the bill in its new draft and its new title ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Winslow of Nashua for the Committee on Judiciary to whom was referred House Bill No. 317, An act relating to the appointment of highway agents by selectmen, reported

the same with the following amendment, and the recommendation that the bill as amended ought to pass,

Amend House Bill No. 317 by striking out section 1 and inserting in place thereof the following:

1. *Amendment.* Amend Chapter 80 of the Public Laws by adding after section 9 a new section.

9-a. ———, *Effect of Vote.* When a town at an annual meeting by major vote has authorized the selectmen to appoint one or more highway agents said action shall continue in effect until amended or repealed by a subsequent major vote of the town at an annual or special meeting.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Leahy of Claremont for the Committee on Judiciary to whom was referred House Bill No. 82, An act in relation to the redemption of property sold for taxes, reported the same in a new draft and with a new title and with the recommendation that the bill in its new draft and with its new title ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Dudley of Exeter for the Committee on Judiciary to whom was referred House Bill No. 277, An act authorizing voting trusts in domestic corporations, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred Senate Bill No. 12, An act relating to the operation of motor vehicles while under the influence of liquor, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Shaw of Chichester for the Special Committee consisting of the delegation from the county of Merrimack to whom was referred House Bill No. 64, An act relating to the salaries of county officers, reported the same with the follow-

ing amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the words "twenty-five" in line 3 and again in line 10 and inserting in place thereof the word "fifteen" so that said section as amended shall read as follows: Amend Public Laws, chapter 16, section 20, by striking out the word ten after the word Merrimack and by inserting in place thereof the word fifteen, so that said section as amended shall read as follows: 20. *Salaries.* The annual salaries of the solicitors in the several counties shall be as follows: In Rockingham, twelve hundred dollars. In Strafford, twelve hundred dollars. In Carroll, eight hundred dollars. In Merrimack, fifteen hundred dollars. In Hillsborough, twenty-five hundred dollars. In Cheshire, eight hundred dollars. In Sullivan, eight hundred dollars. In Grafton, twelve hundred dollars. In Coos, fifteen hundred dollars.

The report was accepted.

The question being on the amendment.

On motion of Mr. Shaw of Chichester the bill was recommitted to the Special Committee consisting of the delegation from the county of Merrimack.

Mr. Emery of Rochester for the Committee on Judiciary to whom was referred House Bill No. 251, An act in relation to deeds given by tax collectors, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate, subject matter being covered by another bill.

The report was accepted and the resolution of the committee adopted.

Mr. Dudley of Exeter for the Committee on Judiciary to whom was referred House Bill No. 258, An act establishing a police commission in the cities of Manchester, Nashua, Portsmouth, Laconia, Somersworth, Dover and Berlin, and to the town of Exeter, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.



The report was accepted and the resolution of the committee adopted.

Mr. Bickford of Manchester for the Committee on Judiciary to whom was referred House Bill No. 266, An act to facilitate the collection of taxes and to perfect tax titles, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate, subject matter being covered by another bill.

The report was accepted and the resolution of the committee adopted.

Mr. Hutchins of Stratford for the Committee on Judiciary to whom was referred House Bill No. 305, An act relating to carrying, sale and rental of certain firearms, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 75, An act relating to the licensing of motor vehicle operators, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 321, An act protecting persons in the use of highways, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Blandin of Bath for the Committee on Ways and Means to whom was referred House Bill No. 318, An act to exempt from taxation the Nashaway Woman's Club, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 58, An act in relation to jurors, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

The undersigned a minority of the Committee on Revision of the Statutes to whom was referred House Bill No. 58, An act in relation to jurors, being unable to agree with the majority, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

CHARLES S. CURRIER  
GLENN H. HUDSON  
HARRY S. YEATON  
ALFRED L. GUAY  
AIME J. GUIMOND

Mr. Wilson of Manchester moved that the report of the minority be substituted for the report of the majority.

The question being on the motion to substitute.

(Discussion ensued)

Mr. Elkins of Concord moved the previous question.

The question being

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being

Shall the report of the minority that it is inexpedient to legislate be substituted for the report of the majority that the bill ought to pass.

On a *viva voce* vote the motion prevailed.

Mr. Hammond of Manchester asked for a division.

A division being had 274 members voted in the affirmative and 85 members voted in the negative and the motion to substitute prevailed.

The question being on the resolution reported by the committee that it is inexpedient to legislate.

On a *viva voce* vote the resolution was adopted.

## MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in its amendments to the following entitled bill:

Senate Bill No. 11, "An act relating to the Laconia Home for the Aged."

The message further announced that the Senate has voted to concur with the House of Representatives in the passage of the following entitled bills:

House Bill No. 59, An act relative to the adjustment by compromise of legacy and succession taxes.

House Bill No. 232, An act relating to the taking of smelt.

House Bill No. 257, An act relating to the duties of the Public Service Commission.

House Bill No. 264, An act relating to the dates of village district meetings and town meetings in the town of Bethlehem.

House Bill No. 274, An act relating to investments by guardians.

House Bill No. 288, An act to close certain brooks to fishing in the township of Success.

House Bill No. 310, An act relating to the taking of white perch.

The message further announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 12, An act relating to the season on brook trout.

The message further announced that the Senate has passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 1, An act relating to circulation of false rumors concerning banks.

Senate Bill No. 44, An act relating to the taking of deer.

Senate Bill No. 66, An act to close Nubanusit lake and

Spoonwood pond, in the towns of Hancock and Nelson to ice fishing.

Senate Bill No. 68, An act to close Great pond in Kingston to ice fishing.

House Bill No. 140 In Senate new draft, An act relating to taking black bass.

The message also announced that the Senate had voted to concur with the House of Representatives in the adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills.

House Bill No. 120, An act relative to the penalty for incest.

House Bill No. 132, An act relating to clerical assistants in the state highway department.

House Bill No. 244, An act relating to school committee of the city of Manchester.

#### SENATE BILLS READ AND REFERRED

Senate Bill No. 1, An act relating to circulation of false rumors concerning banks.

Read a first and second time and referred to the Committee on Banks.

Senate Bill No. 44, An act relating to the taking of fish.

Senate Bill No. 66, An act to close Nubanusit lake and Spoonwood pond in the towns of Hancock and Nelson to ice fishing.

Senate Bill No. 68, An act to close Great pond in Kingston to ice fishing.

House Bill No. 140, in Senate new draft, An act relating to taking black bass.

Severally read a first and second time and referred to the Committee on Fisheries and Game.

On motion of Mr. Conner of Exeter at 12:30 o'clock the House adjourned.

## AFTERNOON

The House met at 3 o'clock.

## THIRD READINGS

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles made in order.

House Bill No. 277, An act authorizing voting trusts in domestic corporation.

House Bill No. 317, An act relating to the appointment of highway agents by selectmen.

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 12, An act relating to the operation of motor vehicles while under the influence of liquor.

Read a third time and passed and sent to the Secretary of State to be engrossed.

## ORDER VACATED

On motion of Mr. Hammond of Manchester the order whereby Senate Bill No. 61, An act relating to bridges over the Connecticut river, was referred to the Committee on Revision of the Statutes was vacated and the bill referred to the Committee on Appropriations.

On motion of Mr. Ross of Lebanon at 3:08 o'clock the House adjourned.

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WEDNESDAY, MARCH 25, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

## COMMITTEE REPORTS

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 62 (in new draft), An act extending the powers of the insurance commissioner, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 113, A joint resolution for the improvement of the highway from Loudon village over the old stage mail line to Kelley's corner in Gilmanton, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Hayes of Rochester for the Committee on Claims to whom was referred House Joint Resolution No. 97, A joint resolution in favor of Walter E. Emerson, reported the same with the following resolution:

*Resolved*, That the resolution be referred to the Cheshire county delegation.

The report was accepted, the resolution of the committee adopted, and the joint resolution referred to a special committee consisting of the delegation from the county of Cheshire.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred Senate Bill No. 33, An act regulating the number of lake trout to be taken through the ice, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred Senate Bill No. 46, An act to close the north branch of Gale river to fishing, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred Senate Bill No. 62, An act relating to the open season on salmon, reported the same



with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 2 of said bill by striking out the word "twentieth" in line 9 and inserting in place thereof the word "first" so that said section as amended shall read as follows:  
2. *Salmon.* Salmon not less than fifteen inches in length may be taken and possessed from April first to September first, except that salmon not less than twelve inches in length may be taken and possessed from the waters of Umbagog lake, the Androscoggin river and the Connecticut river from May twentieth to September first, and except that salmon not less than ten inches in length may be taken and possessed from Big Diamond pond from May first to September first. Those of legal length may be taken by the use of a fly only, during the month of September from First and Second Connecticut lakes, Big Diamond pond and Connecticut river.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Sheehan of Manchester for the Committee on Insurance to whom was referred House Bill No. 224, in new draft, An act relating to life insurance, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Keefe of Dover for the Committee on Judiciary to whom was referred House Bill No. 328, An act legalizing the proceedings of the annual town meeting held in the town of Auburn on March 10, 1931, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Weston of Milford for the Committee on Judiciary to whom was referred House Bill No. 334, An act to legalize the annual town meeting of Gilford March 10, 1931, and the adjourned meeting thereof March 14, 1931, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend House Bill No. 334 by striking out all of section 1 and inserting in place thereof the following. 1. *Proceedings Legalized*: The votes and proceedings of the annual town meeting of Gilford held on the 10th day of March, 1931, and the adjourned meeting thereof held on the 14th day of March, 1931, are hereby legalized, ratified and confirmed.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Bickford of Manchester for the Committee on Judiciary to whom was referred House Bill No. 335, An act legalizing the town meeting of Weare held Tuesday, March 11 and Wednesday, March 12, 1931, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 303, An act to extend the aid for dependent mothers and children, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 339, An act relating to conditional pardons, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 340, An act legalizing the proceedings of the annual town meeting held in the town of Tuftonboro on March 10, 1931, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, and the bill read a first and second time.

On motion of Mr. Edgerly of Tuftonboro the rules were

suspended and the printing of the bill and its reference to a committee dispensed with.

The bill was then ordered to a third reading.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 341, An act relating to motor vehicle permit fees, with the recommendation that the bill be referred to the Committee on Revision of the Statutes.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of the Statutes.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 116, A joint resolution refunding the Sibley Oil Company money paid erroneously into the State Treasury under Chapter 104 of the Public Laws and amendments thereto, with the recommendation that the joint resolution be referred to the Committee on Claims.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Claims.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 117, A joint resolution for the improvement of the road from Ricker corner to the Farmington line in the town of New Durham, with the recommendation that the joint resolution be referred to the Committee on Public Improvements.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 118, A joint resolution in favor of Arthur F. Sturtevant, with the recommendation that the joint resolution be referred to the Committee on Claims.

The report was accepted, the joint resolution read a first

and second time, laid upon the table to be printed and referred to the Committee on Claims.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 119, A joint resolution for the improvement of a farm to market road in the town of Lyndeborough, with the recommendation that the joint resolution be referred to the Committee on Roads, Bridges and Canals.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Roads, Bridges and Canals.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 120, A joint resolution for the completion of the West road in the town of Canterbury, with the recommendation that the joint resolution be referred to the Committee on Roads, Bridges and Canals.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Roads, Bridges and Canals.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 138, in new draft and new title, An act relating to flood control on Mohawk river in the town of Colebrook, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Gibson of Conway for the Committee on Claims to whom was referred House Joint Resolution No. 104, A joint resolution in favor of Walter Fisher, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Duda of Manchester for the Committee on Public Health to whom was referred House Bill No. 304, An act in

relation to public baths and swimming pools, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

#### TAKEN FROM THE TABLE

On motion of Mr. Dickinson of Swanzey, House Bill No. 37, An act repealing the tax on finished product of manufacturers and on live stock, and providing for reimbursement of revenue loss occasioned thereby was taken from the table.

Mr. Dickinson of Swanzey offered the following amendments:

Amend House Bill No. 37, in new draft and new title, entitled "An act repealing the tax on finished product of manufactureres and on live stock, and providing for reimbursement for revenue loss occasioned thereby," by striking out the title and substituting a new title as follows: An act providing a special fund for the rehabilitation of treasury balances and the retirement of state indebtedness.

Further amend said bill by striking out all following the enacting clause and substituting therefor the following: 1. *Special Fund Constituted.* The revenue derived by the state from an act relating to the taxation of gas and electric utilities and an act to assess an estate tax on estates subject to taxation under the laws of the United States, shall, after paying the expense of collection thereof, be set aside by the state treasurer as a special fund from which money may be drawn, until otherwise ordered by the legislature, upon warrants, which the governor is hereby authorized to draw, for the following purposes only: (1) for general purposes authorized by law in the total amount of not in excess of one million dollars, less such net amount as may be covered into the general funds from the proceeds of temporary loans authorized by section 2; (2) for the payment of temporary loans made under authority of section 2 hereof and of the interest on such loans; (3) for the payment of bonds and / or notes and interest thereon whose payment is not specially

provided for by law; (4) for the purchase and cancellation of such bonds and / or notes; (5) for the setting up of a sinking fund (a) for the purchase and cancellation of such bonds and / or notes at such future time as they may be purchasable, and / or (b) the payment of such bonds and / or notes and interest thereon when the same become due. The use of the special fund for the first and second purposes named shall be mandatory; its use for any one or more of the third, fourth and fifth purposes shall be as the governor and council shall from time to time in their discretion determine. In the exercise of their discretion the governor and council shall keep in mind the purpose of this act, which is to rehabilitate the treasury balances as of July 1, 1931, and retire at the earliest practicable time so much of the state debt as has not otherwise been provided for out of specified revenue.

2. *Temporary Loans.* In anticipation of the receipt of revenue payable into the special fund hereinbefore provided for, the state treasurer is hereby authorized to borrow upon short-time notes of the state such sums, not exceeding in all one million dollars in addition to temporary borrowings authorized by other provisions of law, as the governor and council may from time to time approve. The proceeds of the sale of said notes shall be paid into the general funds. To the extent that such notes mature at times when there is insufficient money in the special fund, after rehabilitating the treasury balances as of July 1, 1931, to pay said notes, they may be extended, or refunded by other short-time notes. The time and place of payment of all short-time notes, their denominations, the rate and times of interest payments thereon, their form, the manner of their sale and the prices at which they shall be sold, shall be approved by the governor and council. In determining the total amount authorized to be borrowed under this section no account shall be made of duplications due to extensions and / or refundings.

3. *Takes Effect.* This act shall take effect upon its passage.

The question being on the amendments.



On motion of Mr. Dickinson of Swanzey the bill with the amendments pending was laid upon the table and made a special order for Wednesday, April 1, at 11:01 o'clock, meanwhile the amendment to be printed in the journal.

## COMMITTEE REPORTS

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred House Bill No. 261, An act relating to the regulation of small loans, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of the Committee on Judiciary to whom was referred House Bill No. 261, An act relating to the regulation of small loans, being unable to agree with the majority, reported the same with the recommendation that the bill ought to pass.

THOMAS J. MCGREAL,  
F. CLYDE KEEFE,  
OVID F. WINSLOW,  
JOHN M. DUFFY,  
E. F. BROWN.

Mr. McGreal of Somersworth moved that the report of the minority be substituted for the report of the majority.

The question being on the motion to substitute.

(Discussion ensued)

Mr. Elkins of Concord moved the previous question.

The question being:

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being

Shall the report of the minority that the bill ought to pass be substituted for the report of the majority that it is inexpedient to legislate?

On a *viva voce* vote the affirmative prevailed.

Mr. Duncan of Jaffrey asked for a division.

A division being had the vote was declared manifestly in the affirmative.

The bill was then ordered to a third reading.

On motion of Mr. Baker of Concord the rules were suspended and the bill made in order for a third reading at the present time. •

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Leahy of Claremont for the Committee on Judiciary to whom was referred House Bill No. 212, An act relating to workmen's compensation, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of the Committee on Judiciary to whom was referred House Bill No. 212, An act relating to workmen's compensation, being unable to agree with the majority, reported the same with the recommendation that the bill ought to pass.

ALLAN M. WILSON,  
GEO. H. DUNCAN,  
J. M. DUFFY,  
FREDERIC E. SMALL.

Mr. Wilson of Manchester moved that the report of the minority be substituted for the report of the majority and with this motion pending moved that the bill and reports be laid upon the table and made a special order for Tuesday, March 31, at 11:02 o'clock.

#### RESOLUTIONS

On motion of Mr. Baker of Concord:

*Resolved*, That the use of Representatives Hall be given for Child Welfare Conference on Thursday, April 30, and Friday, May 1.

On motion of Mr. Carter of Nashua:

*Resolved*, That the Honorable Raymond B. Stevens be respectfully requested to address the House on Wednesday,

April 1, at 11:05 a.m., and that the Clerk be instructed to forward a copy of this resolution to Mr. Stevens.

MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had voted to concur with the House of Representatives in its amendments to the following entitled bills:

Senate Bill No. 63, An act to enable the town of Newport, New Hampshire, to refund its indebtedness.

House Bill No. 217, An act relating to registering of trade names.

The message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following house joint resolutions:

House Joint Resolution No. 8, Joint resolution for the improvement of the road leading from the village of Rumney to Stinson lake in the town of Rumney.

House Joint Resolution No. 44, Joint resolution for the reconditioning of the Dover to Manchester highway in the town of Madbury.

House Joint Resolution No. 47, Joint resolution relative to permanent improvement of the road in Meredith leading from New Hampton line to Meredith.

House Joint Resolution No. 52, Joint resolution providing for the permanent improvement of the road in Wakefield leading from Wakefield corner towards East Wakefield and Woodman.

House Joint Resolution No. 71, Joint resolution providing for the improvement of the highway from Kelley's corner over the old stage line to Loudon village.

The message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills:

House Bill No. 125, An act relating to the salary of the solicitor of Rockingham county.

House Bill No. 137, An act relating to the construction of highway bridges.

House Bill No. 144, An act relative to clerical assistants in the office of the Secretary of State.

House Bill No. 278, An act relating to powers of voluntary corporations.

House Bill No. 279, An act relative to stockholders in dividend-paying corporations voting by proxy.

House Bill No. 312, An act relating to the payment of interest on highway completion bonds.

House Bill No. 330, An act authorizing the town of Lisbon to issue refunding notes or bonds.

The message further announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bills, in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 123, An act to incorporate the City Savings Bank of Berlin.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act relative to the City Savings Bank of Berlin.

On motion of Mr. Gagne of Somersworth the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 274, An act relating to investments by guardians.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Investments by Guardians.* Amend section 22 of chapter 290 of the Public Laws by adding at the end of subsection II thereof the words, "or in the savings department of a national bank or trust company located in this state," so that said section as amended shall read as follows: 22. *Approved Classes.* Every guardian of a minor shall invest, in the name of his ward, or in his own name as guardian, the money and the proceeds of all real and personal property of

his ward not required for the ward's support in the following described classes of property only:

I. In notes secured by mortgage of real estate at least double in value of the notes.

II. By deposit in some incorporated savings bank in this state, or in the savings department of a national bank or trust company located in this state.

III. In such other stocks and bonds as are legal investments for savings banks in this state, with the exception of stocks in banking corporations and trust companies.

On motion of Mr. Gagne of Somersworth the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 288, An act to close certain brooks to fishing in the township of Success.

Amend section 1 of said bill by striking out all of said section and inserting in place thereof the following:

1. *Prohibition.* All persons are prohibited from fishing, for the period of three years from the passage of this act, in those portions of Bean, Thompson, Meadow, Goose Eye, Clay and Stearns South Branch brooks lying between their sources and the road leading from Berlin to Success pond.

On motion of Mr. Gagne of Somersworth the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

The message further announced that the Senate had passed the following House Bill with amendment in the passage of which amendment the Senate asked the concurrence of the House of Representatives.

House Bill No. 272 (in new draft), An act authorizing the city of Portsmouth to provide pensions for school teachers.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Retirement from Active Service.* The mayor and city

council of the city of Portsmouth may, at the request of the superintendent of schools and two-thirds of the members of the school board actually voting in favor thereof, retire from active service any teacher of the public schools who has performed faithful service as a teacher in said Portsmouth for a period of at least thirty consecutive years, and may grant a pension to such retired teacher for a period not exceeding one year at a time. The mayor and city council may, in the same manner, grant a pension, for the same period, to any former teacher of the public schools of said Portsmouth who has performed faithful service as such teacher for a period of at least thirty consecutive years.

On motion of Mr. Gagne of Somersworth the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message also announced that the Senate had passed a bill with the following title, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 65, An act relating to taxation on motor boats.

#### SENATE BILL READ AND REFERRED

Senate Bill No. 65, An act relating to taxation on motor boats.

Read a first and second time and referred to the Committee on Judiciary.

#### NOTICE OF RECONSIDERATION

Mr. Duncan of Jaffrey gave notice that on tomorrow or some subsequent day he would move to reconsider the vote whereby the House adopted the resolution of the Committee on Public Health that it was inexpedient to legislate on House Bill No. 304, An act in relation to public baths and swimming pools.

On motion of Mrs. Brungot of Berlin at 1:06 o'clock the House adjourned.



## AFTERNOON

The House met at 3 o'clock.

## THIRD READINGS

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 224, An act relating to life insurance.

House Bill No. 303, An act to extend the aid for dependent mothers and children.

House Bill No. 328, An act legalizing the proceedings of the annual town meeting held in the town of Auburn on March 10, 1931.

House Bill No. 334, An act to legalize the annual town meeting of Gilford March 10, 1931, and the adjourned meeting thereof March 14, 1931.

House Bill No. 335, An act legalizing the town meeting of Weare held Tuesday, March 11 and Wednesday, March 12, 1931.

House Bill No. 340, An act legalizing the proceedings of the annual town meeting held in the town of Tuftonboro on March 10, 1931.

House Bill No. 62, An act extending the powers of the insurance commissioner.

House Joint Resolution No. 113, Joint resolution for the improvement of the highway from Loudon village over the old stage mail line to Kelley's corner in Gilmanton.

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 33, An act regulating the number of lake trout to be taken through the ice.

Senate Bill No. 46, An act to close the north branch of Gale river to fishing.

Severally read a third time and passed and sent to the Secretary of State to be engrossed.

Senate Bill No. 62, An act relating to the open season on salmon.

Read a third time and passed and sent to the Senate for concurrence in the amendment.

On motion of Mr. Pingree of Berlin at 3:10 o'clock the House adjourned.

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THURSDAY, MARCH 26, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills and joint resolution:

Senate Bill No. 12, An act relating to the operation of motor vehicles while under the influence of liquor.

Senate Bill No. 63, An act to enable the town of Newport, New Hampshire, to refund its indebtedness.

House Bill No. 86, An act relating to the taking of pickerel.

House Bill No. 137, An act relating to the construction of highway bridges.

House Bill No. 217, An act relating to registering of trade names.

House Bill No. 272, An act authorizing the city of Portsmouth to provide pensions for school teachers.

House Bill No. 278, An act relating to powers of voluntary corporations.

House Joint Resolution No. 44, Joint resolution for the reconditioning of the Dover to Manchester highway in the town of Madbury.

The report was accepted.

MR. ELKINS OF CONCORD IN THE CHAIR

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 324, An act constituting a permanent state agency entitled New Hampshire Shore and Beach Preservation and Development

Commission reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out all of section 2 and inserting a new section to read as follows: 2. Members. The present members of the commission authorized by the said chapters shall continue as members of the commission under the new title. Their term shall be four years. Thereafter the commission shall consist of six members appointed by the Governor with the advice and consent of the Council as follows: two members for six years; two members for four years and two members for two years; thereafter the Governor with the advice and consent of the Council shall appoint two members biannually. Vacancies in the commission, occurring in any manner, may be filled by the Governor with the advice and consent of the Council. Further amend said bill by striking out all after the word "members" in line 3 of section 4 so that section 4 as amended shall read as follows: 4. Compensation. The members of the commission shall be paid their actual and reasonable expenses incident to the performance of their duties as such members. Further amend by striking out section 5 and inserting in place thereof a new section 5 to read as follows: 5. Appropriation. The sum of five thousand dollars is hereby appropriated for the year ending June 30, 1932, for the purpose of carrying into effect the purposes of this act. The balance of said appropriation unexpended at the end of said fiscal year shall not lapse but shall be available for the same purpose during the year ending June 30, 1933. The commission may use such portion of the said appropriation for co-operation with federal agencies as the secretary of war of the United States may require and the governor with the advice of the council, may approve. The governor is hereby authorized to draw his warrant for same out of any money in the treasury not otherwise appropriated.

The report was accepted, the amendments adopted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 18, A joint resolution in favor of Mrs. Joseph Curran, reported the same with the following amendments, and the recommendation that the joint resolution as amended ought to pass.

Amend the caption by striking out the whole of said caption and inserting in place thereof the following:

Joint Resolution in favor of Mrs. Joseph H. Curran, Mrs. Abijah H. Barrett and Mrs. George W. Wilder.

Amend said joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the state treasurer be directed to pay severally to Mrs. Joseph H. Curran, widow of Joseph H. Curran late of Manchester, Mrs. Abijah H. Barrett, widow of Abijah H. Barrett late of Keene, and Mrs. George W. Wilder, widow of George W. Wilder late of Rindge, the full salaries due said decedents as members of the house of representatives.

The report was accepted and the amendments adopted.

Mr. Callahan of Keene offered the following amendment.

Amend said joint resolution by adding after the word, "Barrett" the word "Sr."

On a *viva voce* vote the amendment was adopted.

The joint resolution was then ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 309, An act providing for a temporary closed season on ruffed grouse in the county of Coos, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend the title by striking out the whole of said title and inserting in place thereof the following:

An act relating to ruffed grouse in the county of Coos.

Amend section 1 by striking out the whole of said section and inserting in place thereof the following new section:

1. Ruffed grouse, commonly called partridge, may be taken or possessed in the county of Coos from October 15 to December 1.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred House Bill No. 325, An act relating to vacancies on institutional boards, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 by striking out the words "to the office in question" in line 12 so that said section as amended shall read as follows:

1. Chapter 19 of the Public Laws is hereby amended by adding thereto a new section as follows: 39. *Vacating Offices.* Whenever the trustee of any state institution shall have been absent from three consecutive meetings of the board of which he is a member, the governor and council, may, after investigation of the cause of such absence, in their discretion declare the office of such trustee vacant, and his commission shall thereupon be deemed to be revoked and of no further effect. The vacancy shall thereupon be filled for the unexpired term in the same manner as by law provided for an original appointment.

Further amend said bill by striking out all of section 2 and substituting in place thereof the following:

2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted the amendment adopted and the bill ordered to a third reading.

Mr. Weston of Milford for the Committee on Judiciary to whom was referred House Bill No. 327, An act to authorize the county of Hillsborough to issue bonds, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Hutchins of Stratford for the Committee on Judiciary to whom was referred House Bill No. 329, An act amending the charter of the New Hampshire Centennial Home for the Aged, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Dudley of Exeter for the Committee on Judiciary to whom was referred House Bill No. 331, An act uniting Bartlett town district and Bartlett special district, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Small of Rochester for the Committee on Judiciary to whom was referred House Joint Resolution No. 108, A joint resolution relating to the filling of a channel of the Piscataqua river in Portsmouth, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 78, A joint resolution to provide for an addition to the infirmary building at the New Hampshire State Sanatorium, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 159, An act to provide for the construction and equipment of an armory in the city of Franklin, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 37, A joint resolution providing for the erection of a monument at the battlefield of Yorktown, Virginia, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.



The report was accepted and the resolution of the committee adopted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 111, A joint resolution appropriating money for improvements at the state prison, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Worthen of Manchester for the special committee consisting of the delegation from the city of Manchester to whom was referred Senate Bill No. 17, An act relating to the salary of the clerk of the Manchester municipal court, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred Senate Bill No. 56, An act relative to taking wild animals and game by lights, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

The Committee on Revision of the Statutes to whom was referred Senate Bill No. 29, An act amending chapter 258 of the Public Laws entitled "Motor vehicles carrying passengers for hire," reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The question being on the resolution reported by the committee.

Mr. Hammond of Manchester moved that the bill be recommitted to the Committee on Revision of the Statutes.

On a *viva voce* vote the motion did not prevail.

Mr. Small of Rochester asked for a division.

A division being had the vote was declared manifestly in the affirmative and the bill was recommitted to the Committee on Revision of the Statutes.

## BILL RECALLED

On motion of Mr. Duncan of Jaffrey the House requested the Honorable Senate to return to the House Senate Bill No. 11, An act relating to the Laconia Home for the Aged.

## POLL OF HOUSE

Mr. Duncan of Jaffrey asked for a poll of the House.

A poll of the House being taken disclosed 296 members present.

## COMMITTEE REPORT

Mr. Small of Rochester for the Committee on Judiciary to whom was referred House Bill No. 153, An act constituting a state police force, reported the same with the following resolution:

*Resolved*, that it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of the Committee on Judiciary to whom was referred House Bill No. 153, in new draft, An act constituting a state police force, being unable to agree with the majority, reported the same with the recommendation that the bill ought to pass.

WM. WESTON,  
LULA J. A. MORRIS,  
RALPH M. HUTCHINS,  
GEO. H. DUNCAN,  
J. M. DUFFY.

*A Minority of the Committee*

Mr. Duncan of Jaffrey moved that the report of the minority be substituted for the report of the majority and with this motion pending moved that the bill and accompanying reports be laid upon the table and made a special order for Tuesday, March 31 at 11:01 o'clock.

(Discussion ensued as to time)

Mr. Hammond of Manchester moved that consideration of the bill be indefinitely postponed.

On a *viva voce* vote the Speaker was in doubt.

Mr. Hammond of Manchester asked for a division.

A division being had the vote was manifestly in the affirmative but previously to declaration being made Mr. Adams of Londonderry demanded the yeas and nays but subsequently withdrew his demand.

Mr. Hammond of Manchester withdrew his motion to indefinitely postpone consideration of the bill.

The question being on the motion of Mr. Duncan of Jaffrey.

On a *viva voce* vote the motion prevailed.

#### JOINT RESOLUTION FORWARDED

House Joint Resolution No. 61, Joint resolution relating to the outlet of Crescent lake in the towns of Acworth and Unity.

Taken from the table and referred to the Committee on Appropriations under the rules.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in its amendments to the following entitled bills:

Senate Bill No. 50, An act amending chapter 200 of the Public Laws regarding the open season for brook trout in Third Connecticut lake and Big Millsfield pond.

House Bill No. 86, An act relating to the taking of pickerel.

House Bill No. 122, An act relating to savings banks and trust companies.

The message also announced that the Senate had passed a bill with the following title, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 3, in new draft and new title, An act providing for assistance to aged and dependent persons.

## SENATE BILL READ AND REFERRED

Senate Bill No. 3, in new draft and new title, An act providing for assistance to aged and dependent persons.

Read a first and second time and referred to the Committee on Judiciary.

## RESOLUTION

On motion of Mr. Lee of Concord:

*Resolved*, That when the House adjourns this morning it be to meet tomorrow morning at 9:00 o'clock and that when it then adjourns it adjourn to meet on Monday evening at 7:30 o'clock.

On motion of Mr. Blandin of Bath business in order at 3 o'clock was made in order at the present time.

## THIRD READINGS

On motion of Mr. Small of Rochester the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 309, An act providing for a temporary closed season on ruffed grouse in the county of Coos.

House Bill No. 324, An act constituting a permanent state agency entitled New Hampshire Shore and Beach Preservation and Development Commission.

House Bill No. 325, An act relating to vacancies on institutional boards.

House Bill No. 327, An act to authorize the county of Hillsborough to issue bonds.

House Bill No. 329, An act amending the charter of the New Hampshire Centennial Home for the Aged.

House Bill No. 331, An act uniting Bartlett town district and Bartlett special district.

House Joint Resolution No. 18, Joint resolution in favor of Mrs. Joseph Curran, Mrs. Abijah H. Barrett, Sr., and Mrs. George W. Wilder.

House Joint Resolution No. 108, Joint resolution relating to the filling of a channel of the Piscataqua river in Portsmouth.

Severally read a third time and passed and sent to the Senate for concurrence.

On motion of Miss Head of Hooksett at 12:01 o'clock the House adjourned.

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FRIDAY, MARCH 27, 1931.

The House met at 9 o'clock according to adjournment.  
The following letter was read by the Clerk.

Portsmouth, N. H., March 27, 1931.

*Mr. Albert H. Lamson*  
*New London, N. H.*

DEAR SIR:

I shall be unable to attend the session on Friday morning.  
Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. Nash, of Concord, at 9:07 o'clock the House adjourned.

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MONDAY, MARCH 30, 1931.

The House met at 7:30 o'clock according to adjournment.  
The following letter was read by the Clerk:

Portsmouth, N. H., March 30, 1931.

*Mr. Albert H. Lamson*  
*New London, N. H.*

DEAR SIR:

I shall be unable to attend the session on Monday evening. Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. Thayer, of Haverhill, at 7:31 o'clock the House adjourned.

TUESDAY, MARCH 31, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

## LEAVES OF ABSENCE

Messrs. Cilley of Exeter, Caveney of Northfield and Duncklee of Nashua were granted leaves of absence for the day on account of important business.

Mr. Powers of Newbury was granted leave of absence for the week on account of illness.

Mr. Fitch of Claremont was granted leave of absence for Tuesday and Wednesday on account of important business.

## COMMITTEE REPORTS

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 25, A joint resolution in favor of a breakwater at Hampton Beach, reported the same in a new draft with the recommendation that the joint resolution in its new draft ought to pass.

The report was accepted, the joint resolution read a first and second time, and laid upon the table to be printed.

Mr. Wellman of Keene for the special committee consisting of the delegation from the city of Keene to whom was referred House Bill No. 29, An act relating to correction of check lists in the city of Keene, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 342, An act to exempt certain property of the Manchester Historic Association from taxation, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules



reported the following entitled bill, House Bill No. 343, An act authorizing the town of Haverhill to issue refunding bonds, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules having considered the subject reported the following entitled bill, House Bill No. 344, An act relating to county jails, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 345, An act relating to the liability of towns as to highways discontinued subject to gates and bars, with the recommendation that the bill be referred to the Committee on Public Improvements.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 346, An act relating to the supervision of electricians, with the recommendation that the bill be referred to the Committee on Revision of the Statutes.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of the Statutes.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 347, An act to increase the salary of the treasurer of the county of Coos, with the recommendation that the bill be referred to the Committee on Revision of the Statutes.

The report was accepted, the bill read a first and second

time, laid upon the table to be printed and referred to the Committee on Revision of the Statutes.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 121, A joint resolution in favor of Harley Bunnell, with the recommendation that the joint resolution be referred to the Committee on Claims.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Claims.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 122, A joint resolution in favor of Wallace Fendall, with the recommendation that the joint resolution be referred to the Committee on Claims.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Claims.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 112, A joint resolution relative to financial aid to agricultural fairs, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wellman of Keene for the special committee consisting of the delegation from the city of Keene to whom was referred House Bill No. 247, An act relating to the board of police commissioners for the city of Keene, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wellman of Keene for the special committee consisting of the delegation from the city of Keene to whom was referred House Bill No. 252, An act relating to a board of police commissioners for the city of Keene, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Duncan of Jaffrey moved that the rules be suspended to allow of the presentation of a report from a committee which had not previously been advertised in the journal.

The question being on the motion of Mr. Duncan of Jaffrey.

(Discussion ensued)

On a *viva voce* vote the affirmative prevailed.

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred House Bill No. 72, An act relative to repair and construction work of the Boston & Maine Railroad, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend House Bill No. 72 by striking out all of section 2 and inserting in place thereof the following: 2. *Conditions*. It is provided as a condition to this amendment (1) that no repair or construction shop or shops now maintained within the state shall be discontinued prior to July 1, 1931, (2) that said passenger car repair work shall be transferred to the Concord shops on or before July 1, 1931, and (3) that the provisions of this act shall be accepted by the stockholders of the Boston & Maine Railroad on or before July 1, 1931; and it is further provided that if any of these conditions shall not be fully complied with, then this act shall be void and of no effect.

Further amend said bill by adding a new section as follows:

3. *Takes Effect*. This act shall take effect upon its passage.

The report was accepted, the amendments adopted and the bill ordered to a third reading.

#### BILLS FORWARDED

House Bill No. 82, in new draft and new title, An act relating to the redemption of property sold for taxes and deeds given by tax collectors.

House Bill No. 236, in new draft and new title, An act relating to bonds of certain town officers.

Severally taken from the table and ordered to a third reading.

#### SPECIAL ORDER

Mr. Duncan of Jaffrey called for the special order.

House Bill No. 153, An act constituting a state police force.

The question being

Shall the report of the minority that the bill ought to pass be substituted for the report of the majority that it is inexpedient to legislate?

(Discussion ensued)

Mr. Small of Rochester moved that the bill and the accompanying report be indefinitely postponed.

On a *viva voce* vote the Speaker was in doubt and called for a division.

A division being had 249 members voted in the affirmative and 74 members voted in the negative and the bill was indefinitely postponed.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills, sent up from the House of Representatives:

House Bill No. 42, An act in relation to the salary of the justice of the municipal court of Littleton.

House Bill No. 122, in new draft, An act relating to savings banks and trust companies.

House Bill No. 265, An act authorizing the city of Franklin to issue bonds for the purpose of funding the indebtedness incurred by it in replacing Republican bridge over the Pemigewasset river in said city.

House Bill No. 276, An act relating to business corporations.

House Bill No. 298, An act relating to municipal waterworks.

House Bill No. 328, An act legalizing the proceedings of the annual town meeting held in the town of Auburn on March 10, 1931.

House Bill No. 334, An act to legalize the annual town meeting of Gilford, March 10, 1931, and the adjourned meeting there of March 14, 1931.

House Bill No. 340, An act legalizing the proceedings of the annual town meeting held in the town of Tuftonboro on March 10, 1931.

The message further announced that the Senate had voted to concur with the House of Representatives in its amendments to the following entitled bill:

Senate Bill No. 62, An act relating to the open season on salmon.

The message also announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bills and joint resolutions in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 125, An act relating to the salary of the solicitor for Rockingham County.

Amend said bill by striking out the words "two thousand" in the sixth line and inserting in place thereof the words, "fifteen hundred."

On motion of Mr. Gagne of Somersworth the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 144, An act relative to clerical assistance in the office of secretary of state.

Amend said bill by inserting the word, "annual," before the word "salary" in the fourth line of section 1.

On motion of Mr. Gagne of Somersworth the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Joint Resolution No. 8, Joint resolution for the improvement of the road leading from the village of Rumney to Stinson lake in the town of Rumney.

Amend said resolution by striking out the words "maintenance fund as provided by chapter 84 of the Public Laws," in the ninth and tenth lines and inserting in place thereof the words, "highway funds."

On motion of Mr. Corson of Rochester the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The joint resolution was then sent to the Secretary of State to be engrossed.

House Joint Resolution No. 71, Joint resolution providing for the improvement of the highway from Kelley's corner over the old stage line to Loudon village.

Amend said joint resolution by striking out the first six lines of said resolution and inserting in place thereof the following:

That the sum of five hundred dollars (\$500) for the year 1931 and a like sum for 1932 be and hereby is appropriated for the improvement of the highway from Kelley's corner in lower Gilmanton over the old stage line to Loudon village provided that the town of Gilmanton appropriates two hundred and fifty dollars (\$250) for each of the two years for the same purpose.

On motion of Mr. McGreal of Somersworth the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The joint resolution was then sent to the Secretary of State to be engrossed.

On motion of Mr. Small of Rochester at 12:50 o'clock the House took a recess for 1 hour and 10 minutes.

(After recess)

Mr. Keefe of Dover called for the special order.

House Bill No. 212, An act relating to workmen's compensation.

The question being

Shall the report of the minority that the bill ought to pass



be substituted for the report of the majority that it is inexpedient to legislate.

On a *viva voce* vote the motion did not prevail.

Mr. Duncan of Jaffrey asked for a division.

(Discussion ensued)

Mr. Henderson of Durham moved the previous question.

The question being

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being

Shall the report of the minority that the bill ought to pass be substituted for the report of the majority that it is inexpedient to legislate?, with a division pending.

A division being had the vote was declared manifestly in the negative.

The question being on the resolution reported by the committee that it is inexpedient to legislate.

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Small of Rochester at 3:03 o'clock the House adjourned.

## AFTERNOON

The House was immediately called to order in afternoon session.

## THIRD READINGS

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles made in order.

House Bill No. 29, An act relating to correction of check-lists in the city of Keene.

House Bill No. 72, An act relative to repair and construction work of the Boston & Maine Railroad.

House Bill No. 82 (in new draft and new title), An act relating to the redemption of property sold for taxes and deeds given by tax collectors.

House Bill No. 236 (in new draft and with new title), An act relating to bonds of certain town officers.

Severally read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Carter of Nashua at 3:10 o'clock the House adjourned.

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WEDNESDAY, APRIL 1, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

The Senate and House remained in joint convention and were addressed by Hon. Raymond B. Stevens, Adviser to the King of Siam on Foreign Affairs.

The convention then rose.

LEAVES OF ABSENCE

Mr. Guyer of Hanover was granted leave of absence for the day on account of important business.

Mr. Gage of Grafton was granted leave of absence for Wednesday and Thursday on account of important business.

COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 33, An act regulating the number of lake trout to be taken through the ice.

Senate Bill No. 46, An act to close the north branch of Gale river to fishing.

Senate Bill No. 50, An act regarding the open season for brook trout in Third Connecticut lake and Big Millsfield pond.

House Bill No. 42, An act in relation to the salary of the justice of the municipal court of Littleton.

House Bill No. 123, An act relative to the City Savings Bank of Berlin.

House Bill No. 265, An act authorizing the city of Franklin to issue bonds for the purpose of funding the indebtedness incurred by it in replacing Republican bridge over the Pemigewasset river in said city.

House Bill No. 274, An act relating to investments by guardians.

House Bill No. 276, An act relating to business corporations.

House Bill No. 279, An act relative to stockholders in dividend-paying corporations voting by proxy.

House Bill No. 288, An act to close certain brooks to fishing in the township of Success.

House Bill No. 298, An act relating to municipal waterworks.

House Bill No. 328, An act legalizing the proceedings of the annual town meeting held in the town of Auburn on March 10, 1931.

House Bill No. 330, An act authorizing the town of Lisbon to issue refunding notes or bonds.

House Bill No. 334, An act to legalize the annual town meeting of Gilford, March 10, 1931, and the adjourned meeting thereof, March 14, 1931.

House Bill No. 340, An act legalizing the proceedings of the annual town meeting held in the town of Tuftonboro on March 10, 1931.

House Joint Resolution No. 47, Joint resolution for the permanent improvement of the road in Meredith leading from New Hampton line to Meredith.

House Joint Resolution No. 52, Joint resolution providing for the permanent improvement of the road in Wakefield leading from Wakefield corner towards East Wakefield and Woodman.

The report was accepted.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 140, in Senate new draft, An act relative to taking black bass, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend section one by inserting after the word: "Winnetoesaukee" in lines three and four and seven the words: "Asquam lakes"; further amend said section by inserting after the word "follows" in line five the figure "7" so that said section as amended shall read as follows:

1. Amend section 7, chapter 200 of the Public Laws, as amended by chapter 95 of the Laws of 1929, by inserting after the word "Sunapee" in the third line the words "Lake Winnetoesaukee, Asquam lakes and Lake Wentworth in the town of Wolfeboro" so that said section as amended shall read as follows: 7. Black Bass. Black bass not less than nine inches in length may be taken from July first to January first, except that in Lake Sunapee, Lake Winnetoesaukee, Asquam lakes and Lake Wentworth in the town of Wolfeboro, bass may in addition be taken by the use of artificial flies without weight, by casting only from June fifteenth to July first. A person may take in one day a total of not more than ten pounds of black bass provided that if he has taken less than ten pounds he shall be entitled to take one additional fish.

The report was accepted, the amendments adopted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred Senate Bill No. 66, An act to close Nubanusit lake and Spoonwood pond in the towns of Hancock and Nelson to ice fishing, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred Senate Bill No. 68, An act to close Great pond in Kingston to ice fishing, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred Senate Bill No. 60, An act relating to assignments for the benefit of creditors, reported

the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Young of Laconia for the special committee consisting of the delegation from the city of Laconia to whom was referred House Bill No. 97, An act to establish the city of Laconia, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend title of said bill by striking out the whole title and inserting in its place the following: "An act relating to the salary of the mayor of the city of Laconia"; amend section 1 by striking out the whole thereof and inserting in its place a new section 1 to read as follows: 1. Amend section 14 of chapter 241 of Laws of 1893 by striking out the word "three" in line 10 and inserting in place thereof the word "six" so that said section as amended shall read as follows: Sect. 14. The mayor of said city shall be chosen annually, and shall have the same negative upon all the actions of the council as by the Public Statutes the mayors of cities are given upon the action of aldermen. He shall preside at the meetings of the city council, but shall have no vote except in case of an equal division. In his absence the Council may select one of their number chairman, who shall have all powers and perform all the duties of the mayor during his absence or disability or during a vacancy in said office from any cause. The mayor shall receive in full for his services an annual salary of six hundred dollars, payable semi-annually, which shall be in full for all services of every kind rendered by him in said office.

The report was accepted, the amendments adopted and the bill ordered to a third reading.

Mr. Young of Laconia for the special committee consisting of the delegation from the city of Laconia to whom was referred Senate Bill No. 13, An act in amendment of section 17 of chapter 241, of the Laws of 1893, as amended by chapter 316 of the Laws of 1917, and chapter 271 of the Laws

of 1921, relating to the city of Laconia, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by striking out all the said title and inserting in place thereof the following new title:

An act relating to the salary of the city clerk of the city of Laconia.

Amend section 1 by striking out the whole of said section and inserting in place thereof a new section 1 as follows:

1. Amend section 17 of chapter 241 of the Laws of 1893, as amended by chapter 316 of the Laws of 1917, as amended by chapter 271 of the Laws of 1921, by striking out in lines 2 and 3 the following: "word nine" and inserting in place thereof the following: "words nine hundred"; further amend by striking out in line 4 the following: "word fifteen" and inserting in place thereof the following words "three thousand"; further amend by striking out in line 9 the following: "fifteen hundred" and inserting in place thereof the following: "three thousand;" further amend by adding at the end of said section the following: "All fees received in the city clerk's office shall be turned over by the city clerk to the city treasurer for the use of the city of Laconia," so that said section as amended shall read as follows:

Section 1. Amend section 17 of said chapter as amended by chapter 316 of the Laws of 1917 as follows: Strike out the words "nine hundred" in the last full line, and insert in the place thereof the words "three thousand", so that said section as amended shall read as follows: Sect. 17. The mayor and council shall, at their first meeting May 3, 1893, and thereafter annually, on the fourth Tuesday of March, meet for the purpose of taking their respective oaths, and shall elect a city clerk who shall be clerk of the city council and have a salary of three thousand dollars per annum. All fees received in the city clerk's office shall be turned over by the city clerk to the city treasurer for the use of the city of Laconia.

The report was accepted, the amendments adopted and the bill ordered to a third reading.



Mr. Shaw of Chichester for the special committee consisting of the delegation from the county of Merrimack to whom was referred House Bill No. 64, An act relating to the salaries of county solicitors, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass,

Amend section 1 by striking out the amending clause and inserting in place thereof the following: "Amend section 20 of chapter 16 of the Public Laws by striking out the word "twelve" in line 3 and inserting in place thereof the word "fifteen"; further amend said section by striking out the words "ten hundred" in line 7 and inserting in place thereof the words "twelve hundred and fifty"; so that said section as amended shall read as follows: Further amend by striking out the word "twelve" in line 6 and inserting in place thereof the word "fifteen"; further amend by striking out the words "twenty-five hundred" in line 10 and inserting in place thereof the words "twelve hundred and fifty" so that said section as amended shall read as follows: 1. Amend section 20 of chapter 16 of the Public Laws by striking out the word "twelve" in line 3 and inserting in place thereof the word "fifteen"; further amend said section by striking out the words "ten hundred" in line 7 and inserting in place thereof the words "twelve hundred and fifty" so that said section as amended shall read as follows: 20. Salaries. The annual salaries of the solicitors in the several counties shall be as follows: In Rockingham, fifteen hundred dollars. In Strafford, twelve hundred dollars. In Belknap, nine hundred dollars. In Carroll, eight hundred dollars. In Merrimack, twelve hundred and fifty dollars. In Hillsborough, twenty-five hundred dollars. In Cheshire, eight hundred dollars. In Sullivan, eight hundred dollars. In Grafton, twelve hundred dollars. In Coos, fifteen hundred dollars.

The report was accepted, the amendments adopted and the bill ordered to a third reading.

Mr. Gibson of Conway for the Committee on Claims to whom was referred House Joint Resolution No. 116, A

joint resolution refunding the Sibley Oil Company money paid erroneously into the State Treasury under Chapter 104 of the Public Laws and amendments thereto, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 341, An act relating to motor vehicle permit fees, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

#### RESOLUTION

On motion of Mr. McGreal of Somersworth:

*Resolved*, That the Speaker be authorized to appoint a committee of three to prepare resolutions on the death of Amedee Cote of Somersworth and the Clerk be authorized to procure the usual floral tribute, and that when the House adjourns today, it adjourn in honor of his memory.

The Speaker appointed as members of such committee Messrs. McGreal of Somersworth, Hutchins of Stratford and Hayes of Rochester.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that

The Senate had voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions, sent up from the House of Representatives:

House Bill No. 47, An act relative to motor vehicle identification numbers or marks.

House Bill No. 48, An act relative to motor vehicle accidents.

House Bill No. 49, An act relative to motor vehicle equipment inspection.

House Bill No. 50, An act relative to reflector rear lights for commercial motor vehicles, trucks and trailers.

House Bill No. 51, An act relative to abandoned motor vehicles.

House Bill No. 52, An act relative to reckless operation of motor vehicles.

House Bill No. 115, in new draft and new title, An act relating to the practice of pharmacy and the sale of drugs.

House Bill No. 292, in new draft and new title, An act to abolish the Board of Publicity and create a State Development Commission.

House Joint Resolution No. 68, Joint resolution for the completion of a farm to market highway in the town of Northwood.

House Joint Resolution No. 75, Joint resolution for the improvement of the main road from New Ipswich to Sharon and Peterborough in the town of New Ipswich.

House Joint Resolution No. 96, Joint resolution for the improvement of the highway from the junction of the Daniel Webster highway at Weirs bridge to route No. 11 at Gilford railroad station.

House Joint Resolution No. 98, Joint resolution for the improvement of the highway in the towns of Stark and Dummer.

House Joint Resolution No. 100, Joint resolution relating to payment of bonus in recognition of war service of residents of New Hampshire.

House Joint Resolution No. 107, Joint resolution for the improvement of the Mammoth road in the town of Pelham.

House Joint Resolution No. 114, Joint resolution to provide for the appointment of a building commission for an addition to the State Library.

House Joint Resolution No. 115, Joint resolution to provide for co-operation with the United States Geological Survey in the establishment and maintenance of stream flow gauging stations.

The message further announced that the Senate had voted to adopt the amendments offered by the Committee

on Engrossed Bills, to the following bills, in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

Senate Bill No. 62, An act relating to the open season on salmon.

Amend section 1 of said bill by striking out the entire section and inserting in place thereof the following:

1. *Open Season.* Amend section 2, chapter 200 of the Public Laws, as amended by section 7, chapter 65, Laws of 1927, by striking out the word "fifteenth" in the second line and inserting in place thereof the word, "first," and by striking out the word "twentieth" in the eighth line and inserting in place thereof the word, "first," so that said section as amended shall read as follows: 2. *Salmon.* Salmon not less than fifteen inches in length may be taken and possessed from April first to September first, except that salmon not less than twelve inches in length may be taken and possessed from the waters of Umbagog lake, the Androscoggin river and the Connecticut river from May twentieth to September first, and except that salmon not less than ten inches in length may be taken and possessed from Big Diamond pond from May first to September first. Those of legal length may be taken by the use of a fly only during the month of September from First and Second Connecticut lakes, Big Diamond pond and the Connecticut river.

On motion of Mr. Hammond of Manchester the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 122, An act relating to savings banks and trust companies.

Amend section 12 of said bill by striking out the word "under" in the ninth line and inserting in place thereof the word, "upon."

On motion of Mr. Elkins of Concord the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

The message also announced that the Senate has passed a bill with the following title, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 84, An act ratifying and legalizing the votes and action of the Coos county delegation relating to an appropriation for the erection of buildings at the Coos county farm.

#### SENATE BILL READ AND REFERRED

Senate Bill No. 84, An act ratifying and legalizing the votes and action of the Coos county delegation relating to an appropriation for the erection of buildings at the Coos county farm.

Read a first and second time and referred to the Committee on Judiciary.

#### SPECIAL ORDER

Mr. Carter of Nashua called for the special order.

House Bill No. 37, in new draft and new title, An act repealing the tax on finished product of manufacturers and on live stock, and providing for reimbursements of revenue loss occasioned thereby.

The question being on the amendment proposed by Mr. Dickinson of Swanzey.

(Discussion ensued)

On motion of Mr. Dickinson of Swanzey at 1:15 o'clock the House took a recess for 1 hour and 15 minutes.

#### AFTER RECESS

The consideration of House Bill No. 37, in new draft and new title, An act repealing the tax on finished product of manufacturers and on live stock, and providing for reimbursements of revenue loss occasioned thereby, was resumed.

Mr. Price of Lisbon moved the previous question.

The question being

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the amendment proposed by Mr. Dickinson of Swanzey.

On a *viva voce* vote the Speaker was in doubt.

Mr. Duncan of Jaffrey asked for a division.

A division being had 139 members voted in the affirmative and 125 members voted in the negative.

Mr. Hammond of Manchester demanded the yeas and nays but subsequently withdrew his demand.

The Speaker called for a poll of the House.

The poll was taken and 275 members found to be present.

Less than two thirds of the members elected being present and voting, and less than two thirds of those present and voting having voted either in the affirmative or the negative, no valid action was taken, and the bill went over into unfinished business.

On motion of Mr. Baker of Concord at 3:15 o'clock the House adjourned.

## AFTERNOON

The House was immediately called to order in afternoon session.

### THIRD READINGS

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles made in order.

House Bill No. 64, An act relating to the salaries of county solicitors.

House Bill No. 97, An act relating to the salary of the Mayor of the city of Laconia.

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 13, An act relating to the salary of the city clerk of the city of Laconia.

Read a third time and passed and sent to the Senate for concurrence in the amendment.

Senate Bill No. 60, An act relating to assignments for the benefit of creditors.



Senate Bill No. 66, An act to close Nubanusit lake and Spoonwood pond in the towns of Hancock and Nelson to ice fishing.

Senate Bill No. 68, An act to close Great pond in Kingston to ice fishing.

Severally read a third time and passed and sent to the Secretary of State to be engrossed.

House Bill No. 140, in Senate new draft, An act relative to taking black bass.

Read a third time and passed and sent to the Senate for concurrence in the amendment.

On motion of Mr. Thayer of Haverhill at 3:20 o'clock the House adjourned.

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THURSDAY, APRIL 2, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

#### LEAVES OF ABSENCE

Messrs. Brunelle of Haverhill, Legallee of Hudson and Johnson of Antrim were granted leave of absence for the day on account of important business.

Mr. Lamb of Ward 4 Manchester was granted leave of absence for next week on account of important business.

#### COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 47, An act relative to motor vehicle identification numbers or marks.

House Bill No. 48, An act relative to motor vehicle accidents.

House Bill No. 125, An act relating to the salary of the solicitor for Rockingham county.

House Bill No. 144, An act relative to clerical assistance in the office of the Secretary of State.

House Joint Resolution No. 8, Joint resolution for the improvement of the road leading from the village of Rumney to Stinson lake, in the town of Rumney.

House Joint Resolution No. 71, Joint resolution providing for the improvement of the highway from Kelley's corner over the old stage line to Loudon village.

The report was accepted.

Miss Greenfield of Rochester for the Committee on Judiciary to whom was referred House Bill No. 296, An act known as the "Municipal Bonds Statute," reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend the title of House Bill No. 296, by striking out said title and inserting in place thereof the following new title: "An act amending the Municipal Bonds Statute."

Further amend said bill by striking out all of section 1 and inserting in place thereof the following: 1. *Special Acts Construed*. Chapter 59 of the Public Laws is hereby amended by adding at the end thereof the following new section: 22. *Construction*. Any special act heretofore or hereafter enacted shall be so construed as not to lessen the amount of indebtedness which the municipality affected would be authorized to incur under the terms of this chapter, unless such special act expressly provides for such limitation.

The report was accepted, the amendments adopted and the bill ordered to a third reading.

Mr. Hutchins of Stratford for the Committee on Judiciary to whom was referred House Bill No. 320, An act relating to the liability of towns for damages happening in the use of highways, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Hutchins of Stratford for the Committee on Judiciary to whom was referred House Bill No. 326, An act authorizing the town of Salem to issue bonds or notes to refund temporary notes, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Joint Resolution No. 117, A joint resolution for the improvement of the road from Ricker corner to the Farmington line in the town of New Durham, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Bill No. 336, An act to establish a state aid road from Barrington to Rochester, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 119, A joint resolution for the improvement of a farm to market road in the town of Lyndeborough, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Lamson of New London for the Committee on Roads, Bridges and Canals to whom was referred House Joint Resolution No. 120, A joint resolution for the completion of the west road in the town of Canterbury, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred Senate Bill No. 29, An act amending chapter 258 of the Public Laws entitled "Motor vehicles carrying passengers for hire," reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

#### BILL FORWARDED

House Joint Resolution No. 25, Joint resolution in favor of a breakwater at Hampton beach.

Taken from the table.

On motion of Mr. Dickinson of Swanzey the joint resolution was recommitted to the Committee on Appropriations.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bills, sent up from the House of Representatives:

House Bill No. 76, An act relating to water supply and sewage disposal.

House Bill No. 113, An act relating to narcotics.

House Bill No. 114, An act relating to cosmetics.

House Bill No. 176, An act relating to the terms of office of members of zoning boards of adjustment.

House Bill No. 275, An act relating to hawkers and peddlers.

The message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills, sent up from the House of Representatives:

House Bill No. 168, An act extending the powers of towns with respect to the public health.

House Bill No. 160, An act relating to hawkers and peddlers.

House Bill No. 259, An act relating to village district meetings.

House Bill No. 283, An act authorizing the disposal of state lands under certain circumstances.

House Bill No. 291, New draft and new title, An act relating to interstate transportation of poor and indigent persons.

House Bill No. 301, An act relating to aid furnished soldiers, sailors and their minor children.

House Bill No. 316, An act relating to inspection and licensing of ferry boats.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendments in the passage of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 303, An act to extend the aid for dependent mothers and children.

Amend Section 2 of the bill by inserting after the figures, "108" in the first line of said section the words, "as amended by Chapter 145 of the laws of 1929," so that said section as amended shall read as follows:

"Sec. 2. *Extension.* Amend said chapter 108 as amended by chapter 145 of the laws of 1929 by inserting immediately following section 14 of the following new section: 14a. *Motherless Children.* The parent of a motherless child may be given aid not exceeding eight dollars a month for each such child, provided (a) the mother is deceased or has abandoned the home or is mentally or physically incapacitated and under treatment in an institution; (b) the child is living with the parent; (c) the parent by means of such aid is enabled to maintain his home by employing a suitable caretaker, and such employment would be impossible without such aid; (d) such caretaker, in the judgment of the state board, is a proper person morally, physically and mentally to bring up the child; (e) such caretaker engages in no employment not approved by the state board; (f) the parent has been a resident of this state for at least two years before he applies for aid; (g) the parent is engaged in a lawful and gainful occupation where same is available and approved by the state board, and contributes regularly from his wages toward the maintenance of his home an amount satisfactory to the state board.

Amend Section 3 of the bill by inserting after the word "act" in the first line the words, "as amended by Chapter

145 of the laws of 1929," so that said section as amended shall read as follows:

"Sec. 3. *Investigation.* Amend Section 12 of said act, as amended by Chapter 145 of the laws of 1929, by striking out the words "within fourteen days from the time when the application is made," so that said section as amended shall read as follows: 12. *Investigation.* It shall be the duty of the secretary of the state board to investigate the facts stated in the application and make written recommendation of the amount of support such parent should receive. If the state board find that the applicant is entitled to relief they shall make such allowance to the parent as, in their opinion, is just.

On motion of Mr. Elkins of Concord the House concurred in the amendments sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message further announced that the Senate had passed the following concurrent resolution, in the passage of which it asked the concurrence of the House of Representatives:

WHEREAS, During the World War the State of New Hampshire gave over 18,000 of her sons to the service of the United States, and

WHEREAS, Many of these veterans came back from that war broken in mind and in body, and in need of immediate medical and surgical treatment and

WHEREAS, It is quite apparent that there is great need for a government hospital for the care and treatment of not only New Hampshire World War veterans, but those of the neighboring states of Maine and Vermont, who cannot be cared for at the present time due to the lack of facilities in the government hospitals in southern New England, and

WHEREAS, We believe that this is a matter which should have the serious consideration of the people of the State, particularly the members of this Legislature, and

WHEREAS, The geographical position of the State of New Hampshire is such that with a government hospital situ-



ated in our state would best meet the needs of the northern New England area,

*Therefore Be It Resolved*, By the New Hampshire Legislature in General Court convened that the Director of Veterans' Affairs and the Federal Board of Hospitalization be requested to give serious consideration to the needs of the World War veterans in northern New England who are in need of hospital treatment, and

*Be It Further Resolved*, That should the Federal Board of Hospitalization decide to erect a hospital in this area, that the same be constructed in this State, and

*Be It Further Resolved*, That a copy of this resolution be transmitted by the Secretary of State to the proper governmental authorities.

On motion of Mr. Baker of Concord the House concurred in the resolution sent down from the Honorable Senate:

The resolution was then sent to the Secretary of State to be transmitted.

The message also announced that the Senate had passed a bill with the following title, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 80, An act relating to the powers of the school district of Hanover.

#### SENATE BILL READ AND REFERRED

Senate Bill No. 80, An act relating to the powers of the school district of Hanover.

Read a first and second time and referred to the Committee on Education.

#### UNFINISHED BUSINESS

Mr. Dickinson of Swanzey called for the unfinished business.

House Bill No. 37, In new draft and with new title, An act repealing the tax on finished product of manufacturers and in live stock, and providing for reimbursement of revenue loss occasioned thereby.

The question being on the amendment with the previous question called for.

On motion of Mr. Dickinson of Swanzey the bill with the amendment pending was laid upon the table and made a special order for Tuesday, April 7, at 11:01 o'clock.

#### COMMITTEE REPORT

On motion of Mr. Duncan of Jaffrey the rules were suspended to allow of the presentation of a report from a committee which had not previously been advertised in the journal.

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred House Bill No. 170, An act to repeal the primary law and to re-enact the caucus and convention law, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of the Committee on Judiciary to whom was referred House Bill No. 170, An act to repeal the primary law and to re-enact the caucus and convention law, being unable to agree with the majority, reported the same with the recommendation that the bill ought to pass.

JOHN C. BICKFORD,  
E. F. BROWN,  
R. M. HUTCHINS,  
JOHN A. BURBANK,  
OVID F. WINSLOW,  
SARA E. GREENFIELD,  
FREDERIC E. SMALL.  
*A Minority of the Committee*

Mr. Small of Rochester moved that the report of the minority be substituted for the report of the majority and with the motion pending moved that the bill and reports be laid upon the table and made a special order for Tuesday, April 7, at 11:02 o'clock.

## RESOLUTIONS

Mr. McGreal of Somersworth for the Committee on Resolutions presented the following:

WHEREAS, this House has learned with sincere sorrow of the death of our associate and friend, Amedee Cote of Somersworth and

WHEREAS, His record of devoted and faithful service during four sessions of the New Hampshire General Court together with the excellency of his character won him the affectionate regard of his associates, be it

*Resolved*, That we, the members of the New Hampshire House of Representatives, attest our appreciation of his high character and loyal citizenship and that the deepest sympathy of the House of Representatives be extended to the wife and family of the deceased brother member in their burden of sorrow and be it further

*Resolved*, That the Clerk of the House transmit a copy of these resolutions to the bereaved family.

THOMAS J. MCGREAL,  
HARRY T. HAYES,  
RALPH M. HUTCHINS.

The report was accepted and the resolutions adopted.

On motion of Mr. Kelley of Concord,

*Resolved*, That permission be given Mr. Lynch, of the Western Electric Co. to talk for 5 minutes, Wednesday, April 8, after the regular order of business, to explain and demonstrate the Public Address System now installed in the House of Representatives.

On motion of Mr. Lee of Concord,

*Resolved*, That when the House adjourns this morning it be to meet tomorrow morning at 9:00 o'clock and that when it then adjourns it adjourn to meet on Monday evening at 7:30 o'clock.

On motion of Mr. Small of Rochester business in order at 3 o'clock was made in order at the present time.

## THIRD READINGS

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles made in order.

House Bill No. 320, An act relating to the liability of towns for damages happening in the use of highways.

House Bill No. 326, An act authorizing the town of Salem to issue bonds or notes to refund temporary notes.

House Bill No. 296, An act amending the "Municipal Bonds Statute."

Severally read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Cilley of Exeter at 11:37 o'clock the House adjourned.

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FRIDAY, APRIL 3, 1931.

The House met at 9 o'clock according to adjournment.

The following letter was read by the Clerk: •

Portsmouth, N. H., April 3, 1931.

*Mr. Clarence A. DuBois,*  
*Concord, N. H.*

DEAR SIR:

I shall be unable to attend the session on Friday morning. Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. Baker of Concord at 9:05 o'clock the House adjourned.

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MONDAY, APRIL 6, 1931.

The House met at 7:30 o'clock according to adjournment.

The following letter was read by the Clerk.

Portsmouth, N. H., April 6, 1931.

*Mr. Clarence A. DuBois,  
Concord, N. H.*

DEAR SIR:

I shall be unable to attend the session on Monday evening.  
Will you kindly preside for me, and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion Mr. Baker of Concord at 7:32 o'clock the  
House adjourned.

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TUESDAY, APRIL 7, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

#### ADDRESS BY GOVERNOR

His Excellency the Governor addressed the House re-  
garding State finances.

#### LEAVES OF ABSENCE

Messrs. Ward of Plainfield, Whitehead of Dover and  
Page of Laconia were granted leave of absence for the  
week on account of illness.

Messrs. Towle of Freedom and Hutchins of Stratford  
were granted leave of absence for the week on account of  
important business.

Mr. Lyster of Littleton was granted leave of absence on  
account of a death in his family.

Mr. Walker of Newmarket was granted leave of absence  
for the day on account of attending a funeral.

#### COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on En-  
grossed Bills reported that the committee had examined and  
found correctly engrossed the following entitled bills and  
joint resolutions:

Senate Bill No. 62, An act relating to the open season on salmon.

House Bill No. 49, An act relative to motor vehicle equipment inspection.

House Bill No. 50, An act relative to reflector rear lights for commercial motor vehicles, trucks and trailers.

House Bill No. 51, An act relating to abandoned motor vehicles.

House Bill No. 52, An act relative to reckless operation of motor vehicles.

House Joint Resolution No. 68, Joint resolution for the completion of a farm to market highway in the town of Northwood.

House Joint Resolution No. 75, Joint resolution for the improvement of the main road from New Ipswich to Sharon and Peterborough, in the town of New Ipswich.

House Joint Resolution No. 98, Joint resolution for the improvement of the highway in the towns of Stark and Dummer.

House Joint Resolution No. 100, Joint resolution relating to payment of bonus in recognition of war service of residents of New Hampshire.

House Joint Resolution No. 107, Joint resolution for the improvement of the Mammoth road in the town of Pelham.

House Joint Resolution No. 115, Joint resolution to provide for co-operation with the United States Geological Survey in the establishment and maintenance of stream flow gauging stations.

Senate Bill No. 66, An act to close Nubanusit lake and Spoonwood pond in the towns of Hancock and Nelson to ice fishing.

Senate Bill No. 68, An act to close Great pond at Kingston to ice fishing.

House Bill No. 122, An act relating to savings banks and trust companies.

House Bill No. 168, An act extending the powers of towns with respect to the public health.



House Bill No. 291, An act relating to interstate transportation of poor and indigent persons.

House Bill No. 292, An act to abolish the board of publicity and create a state development commission.

House Bill No. 301, An act relating to aid furnished soldiers, sailors and their dependents.

House Bill No. 316, An act relating to inspection and licensing of ferry boats.

House Bill No. 317, An act relating to the appointment of highway agents by selectmen.

House Bill No. 331, An act uniting Bartlett town district and Bartlett special district.

House Joint Resolution No. 10, Joint resolution providing for the permanent improvement of the road from Washington to Goshen.

House Joint Resolution No. 22, Joint resolution for the improvement of the road on the west side and north end of Newfound lake in the town of Hebron.

House Joint Resolution No. 60, Joint resolution providing for the permanent improvement of the road from Sunapee to Springfield.

House Joint Resolution No. 73, Joint resolution providing for the permanent improvement of the road leading from the Dartmouth College road in the town of Goshen to the town of Washington.

House Joint Resolution No. 90, Joint resolution for the improvement of New London road leading from New London town line to West Springfield in the town of Springfield.

House Joint Resolution No. 92, Joint resolution for the completion of a farm to market highway in the town of Pittsfield known as the Catamount road.

House Joint Resolution No. 106, Joint resolution for the improvement of the north road leading from Deerfield Center to Epsom line in the town of Deerfield.

House Bill No. 72, An act relative to repair and construction work of the Boston & Maine Railroad.

The report was accepted.

Mr. Henderson of Durham for the Committee on En-

grossed Bills to whom was referred House Bill No. 303, An act to extend the aid for dependent mothers and children, reported the same under Joint Rule No. 6, with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out all after the enacting clause, and inserting in place thereof the following:

1. *Budget.* Amend chapter 108 of the Public Laws as amended by chapters 145 and 177 of the laws of 1929 by adding at the end of section 9 the words, "and motherless children," so that said section as amended shall read: 9. Recommendation for Appropriation. It shall be the duty of the state board of public welfare to recommend a special appropriation at each session of the legislature for an amount sufficient to meet the purposes of this act for the partial support of mothers and motherless children.

2. *Limitation of Time Removed.* Amend section 12 of said chapter 108, as inserted by chapter 145 of the Laws of 1929, by striking out the words "within fourteen days from the time when the application is made" so that said section as amended shall read as follows: 12. *Investigation.* It shall be the duty of the secretary of the state board to investigate the facts stated in the application and make written recommendation of the amount of support she should receive. If the state board find that the applicant is entitled to relief they shall make such allowance to her as, in their opinion, is just.

3. *Extension.* Amend said chapter 108 as amended by chapter 145 of the Laws of 1929 by inserting immediately following section 14 the following new sections: 14a. *Motherless Children.* The parent of a motherless child may be given aid not exceeding eight dollars a month for each such child, provided (a) the mother is deceased or has abandoned the home or is mentally or physically incapacitated and under treatment in an institution; (b) the child is living with the parent; (c) the parent by means of such aid is enabled to maintain his home by employing a suitable caretaker, and such employment would be impossible with-

out such aid; (d) such caretaker, in the judgment of the state board, is a proper person morally, physically and mentally to bring up the child; (e) such caretaker engages in no employment not approved by the state board; (f) the parent has been a resident of this state for at least two years before he applies for aid; (g) the parent is engaged in a lawful and gainful occupation where same is available and approved by the state board, and contributes regularly from his wages toward the maintenance of his home an amount satisfactory to the state board. 14b. *Application.* The provisions of section 11 and 12 hereof shall apply to applications for aid under the provisions of the preceding section.

4. *Takes Effect.* This act shall take effect upon its passage.

The amendment was adopted and the bill sent to the Honorable Senate for concurrence in the adoption of the amendment.

Mr. Henderson of Durham for the Committee on Engrossed Bills to whom was referred Senate Bill No. 60, An act relating to assignments for the benefit of creditors, reported the same under Joint Rule No. 6, with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out the number "2" before the words "the officer" and inserting in place thereof the number, "59."

The amendment was adopted and the bill sent to the Honorable Senate for concurrence in the adoption of the amendment.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 30, A joint resolution to provide for additional facilities at the State Hospital, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of twenty-six thousand dollars (\$26,000) be

and the same is hereby appropriated for additional facilities at the State Hospital, as follows: to provide furniture for the Tobey Building, the sum of seven thousand dollars (\$7,000); to provide new equipment for the kitchen and bakery of the Walker Building for the service of the Tobey Building, the sum of four thousand five hundred dollars (\$4,500); to provide new and additional laundry equipment, the sum of twelve thousand two hundred dollars (\$12,200); for sound-proofing one ward in the Brown Building, the sum of two thousand three hundred dollars (\$2,300).

The governor is hereby authorized to draw his warrants for said sums on any money in the treasury not otherwise appropriated.

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

Mr. Hutchins of Stratford for the Committee on Judiciary to whom was referred House Bill No. 332, An act permitting the town of Bartlett, the town of Jackson, the North Conway lighting precinct, the Intervale lighting precinct and vicinity to become a village district, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend House Bill No. 332 by inserting after the word "plant" in the eighth line, the words "under the provisions of Chapter 44 of the Public Laws," so that said section as amended shall read: 1. *Establishment.* Upon petition of ten or more legal voters, inhabitants of the town of Bartlett, the town of Jackson, the North Conway lighting precinct, the Intervale lighting precinct, the selectman of such town or towns together with the selectmen of the town of Conway in which said precincts are located shall fix by suitable boundaries, a district including such parts of the town or towns as may seem to them convenient for the construction or purchase and maintenance of a municipal lighting plant under the provisions of Chapter 44 of the Public Laws, said plant to be used for the purpose of supplying through the whole or any portions of said district electricity for the use of its citizens and others. The selectmen

above mentioned shall cause a record of the petition and their doings thereon to be recorded in the records of the towns in which the district is situate, said record to be made within ten days from the receipt of said petition.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Burbank of Berlin for the Committee on Judiciary to whom was referred House Bill No. 343, An act authorizing the town of Haverhill to issue refunding bonds, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Weston of Milford for the Committee on Judiciary to whom was referred House Bill No. 344, An act relating to county jails, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Morris of Lancaster for the Committee on Judiciary to whom was referred Senate Bill No. 58, An act relative to General Pulaski Memorial Day, reported the same with the following amendments and the recommendation that the bill as amended ought to pass.

Amend Senate Bill No. 58 by striking out the title and inserting in place thereof the following: An act relative to General Pulaski Commemoration Day.

Further amend said bill by striking out all after the enacting clause and inserting in place thereof the following:  
1. *Commemoration Day.* October 11th is hereby made a special day of commemoration of the services to this country of Brigadier General Casimir Pulaski; and it is recommended that the flag of the United States be displayed publicly and generally on that day; and that the Governor be authorized to request the schools to hold special exercises in recognition of the patriotic devotion of the Polish hero.

The report was accepted, the amendments adopted and the bill ordered to a third reading.



Mr. Kelley of Concord for the Committee on Public Health to whom was referred House Bill No. 308, An act authorizing the State Board of Health to enforce, concurrently with towns, such regulations as it is empowered to make, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Bill No. 345, An act relating to the liability of towns as to highways discontinued subject to gates and bars, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Clow of Wolfeboro for the Committee on Appropriations to whom was referred House Joint Resolution No. 28, A joint resolution for additional buildings at the State Hospital, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate, the subject matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Ross of Lebanon for the Committee on Appropriations to whom was referred House Joint Resolution No. 29, A joint resolution to provide for additional facilities at the State Hospital, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate, the subject matter being covered in part by another joint resolution favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Winslow of Nashua for the Committee on Judiciary to whom was referred House Bill No. 200, An act relating to liens for water service, reported the same with the following resolution:



*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dudley of Exeter for the Committee on Judiciary to whom was referred House Bill No. 323, An act amending the rate of taxation upon incomes, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Duncan of Jaffrey for the special committee consisting of the delegation from the county of Cheshire, to whom was referred House Bill No. 202, An act relating to the salary of the solicitor of Cheshire county, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions, sent up from the House of Representatives:

House Bill No. 72, An act relating to repair and construction work of the Boston and Maine Railroad.

House Bill No. 221, An act relating to the salary of the mayor of Somersworth.

House Bill No. 306, An act to authorize the State Highway Department to dredge the stream bed of the Peabody river in Gorham.

House Bill No. 317, An act relating to the appointment of highway agents by selectmen.

House Bill No. 319, An act authorizing the city of Dover to provide pensions for school teachers.

House Bill No. 324, An act constituting a permanent state

agency entitled New Hampshire Shore and Beach Preservation and Development Commission.

House Bill No. 331, An act uniting Bartlett town district and Bartlett special district.

House Joint Resolution No. 10, Joint resolution providing for the permanent improvement of the road from Washington to Goshen.

House Joint Resolution No. 22, Joint resolution for the improvement of the road on the west side and north end of Newfound lake in the town of Hebron.

House Joint Resolution No. 60, Joint resolution for the permanent improvement of the road from Sunapee to Springfield.

House Joint Resolution No. 73, Joint resolution providing for the permanent improvement of the road leading from the Dartmouth College road in the town of Goshen.

House Joint Resolution No. 90, Joint resolution for the improvement of New London road leading from New London town line to West Springfield in the town of Springfield.

House Joint Resolution No. 92, Joint resolution for the completion of a farm to market highway in the town of Pittsfield known as the Catamount road.

House Joint Resolution No. 106, Joint resolution for the improvement of the north road leading from Deerfield Center to Epsom line in the town of Deerfield.

The message further announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bills, and House joint resolutions in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 115, An act relating to the practice of pharmacy and the sale of drugs.

Amend section 1 of said bill by striking out the word "act" where it occurs in the sixth and fifteenth lines and inserting in place thereof the word, "chapter."

Amend section 4 of said bill by striking out the comma after the word "drugs" in the seventh line and inserting in place thereof the word, "and."

Amend section 5 of said bill by striking out the word "act" in the seventh line and inserting in place thereof the word, "chapter."

On motion of Mr. Gagne of Somersworth the House concurred in the adoption of the amendments proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 312, An act relating to the payment of interest on highway completion bonds.

Amend section 1 of said bill by striking out the figure "6" in the fifth line and inserting in place thereof the figure, "3," and by striking out the words, "state treasurer is hereby authorized to draw" in the said fifth line and inserting in place thereof the words, "governor is hereby authorized to draw his warrant."

On motion of Mr. Gagne of Somersworth the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Joint Resolution No. 96, Joint resolution for the improvement of the highway from the junction of the Daniel Webster highway at Weirs bridge to route No. 11 at Gilford railroad station.

Amend said resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of seventeen thousand five hundred dollars (\$17,500) for the year 1931, and a like sum for the year 1932, be and hereby are appropriated for the improvement of the road from the junction of the Daniel Webster highway at Weirs bridge to route No. 11 at Gilford railroad station, provided that the city of Laconia appropriates seven thousand five hundred dollars (\$7,500) and the town of Gilford five thousand dollars (\$5,000) for each of the two years. Said sums appropriated by the state, the city and the town shall be expended under the direction of the high-

way commissioner and the sums appropriated by the state shall be a charge upon the highway funds.

On motion of Mr. Henderson of Durham the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The joint resolution was then sent to the Secretary of State to be engrossed.

House Joint Resolution No. 114, Joint resolution to provide for the appointment of a building commission for an addition to the State Library.

Amend the caption of said joint resolution by striking out the same and inserting in place thereof the following:

Joint resolution to provide for a commission to consider the question of an addition to the State Library.

On motion of Mr. Pingree of Berlin the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The joint resolution was then sent to the Secretary of State to be engrossed.

The message further announced that the Senate had voted to concur with the House of Representatives in its amendments to the following entitled bills:

Senate Bill No. 13, An act in amendment of section 17 of chapter 241 of the Laws of 1893, as amended by chapter 316 of the Laws of 1917, and chapter 271 of the Laws of 1921, relating to the city of Laconia.

House Bill No. 140, in Senate new draft, An act relative to taking black bass.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following joint resolutions, with amendment, in the passage of which amendment the Senate asked the concurrence of the House of Representatives:

House Joint Resolution No. 33, Joint resolution for the improvement of the road in Ossipee from Ossipee corner to the Maine state line.

Amend the caption of House Joint Resolution No. 33 by striking out the following after the word "from": "Ossipee

corner to the Maine State line." and substituting therefor the words: "the East Side trunk line at Ossipee corner through Granite to the Wakefield line." so that said caption as amended shall read as follows:

"For the improvement of the road in Ossipee from the East Side trunk line at Ossipee corner through Granite to the Wakefield line."

On motion of Mr. Elkins of Concord the House concurred in the amendment sent down from the Honorable Senate.

The joint resolution was then sent to the Secretary of State to be engrossed.

The message further announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 73, An act disannexing a portion of the town of Canterbury and annexing it to the city of Concord.

Senate Bill No. 74, An act to provide for an improved highway from the Dartmouth College road in Newport to the Connecticut river in the town of Cornish.

Senate Bill No. 76, An act relating to liability insurance of state department heads and employees operating state owned motor vehicles.

Senate Bill No. 77, An act relative to the Ocean boulevard.

The message also announced that the Senate had passed the following joint resolution, in the passage of which it asked the concurrence of the House of Representatives:

Senate Joint Resolution No. 5, Joint resolution for the improvement of the state road leading from Nottingham line to Newmarket line in the town of Lee.

#### SENATE BILLS AND JOINT RESOLUTION READ AND REFERRED

Senate Bill No. 73, An act disannexing a portion of the town of Canterbury and annexing it to the city of Concord.

Senate Bill No. 74, An act to provide for an improved highway from the Dartmouth College road in Newport to the Connecticut river in the town of Cornish.

Severally read a first and second time and referred to the Committee on Public Improvements.

Senate Bill No. 76, An act relating to liability insurance of state department heads and employees operating state owned motor vehicles.

Read a first and second time and referred to the Committee on Revision of the Statutes.

Senate Bill No. 77, An act relative to the ocean boulevard.

Read a first and second time and referred to the Committee on Coastwise Improvements.

Senate Joint Resolution No. 5, Joint resolution for the improvement of the state road leading from Nottingham line to Newmarket line in the town of Lee.

Read a first and second time and referred to the Committee on Public Improvements.

#### SPECIAL ORDER

Mr. Dickinson of Swanzey called for the special order.

House Bill No. 37 (In new draft and with new title), An act repealing the tax on finished product of manufacturers and on live stock, and providing for reimbursement of revenue loss occasioned thereby.

The question being on the amendment offered by Mr. Dickinson of Swanzey.

Mr. Carter of Nashua asked for a division.

A division being had 221 members voted in the affirmative and 106 members voted in the negative and the amendment was adopted.

The bill was then ordered to a third reading.

On motion of Mr. Dickinson of Swanzey the rules were suspended and the bill made in order for a third reading at the present time.

On motion of Mr. Hammond of Manchester the rules were suspended and the bill made in order for a third reading by its title.

The bill was then read a third time and passed and sent to the Senate for concurrence.



## TAKEN FROM THE TABLE

On motion of Mr. Carter of Nashua House Bill No. 227, An act to assess an estate tax on estates subject to taxation under the laws of the United States was taken from the table.

The question being on the amendment proposed by the Committee on Ways and Means.

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

On motion of Mr. Carter of Nashua the rules were suspended and the third reading of the bill by its title made in order at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Carter of Nashua House Bill No. 26 In new draft, An act relative to the taxation of gas and electric utilities, in order for forwarding was taken from the table.

The question being,

Shall the bill be read a third time?

(Discussion ensued)

Mr. Hammond of Manchester moved that further action on the bill be indefinitely postponed.

The question being on the motion of Mr. Hammond of Manchester.

(Discussion ensued)

Mr. Carter of Nashua moved the previous question.

The question being

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the motion of Mr. Hammond of Manchester.

On a *viva voce* vote the motion did not prevail.

Mr. Hammond of Manchester called for a division.

A division being had the vote was declared manifestly in the negative.

The bill was then ordered to a third reading.

On motion of Mr. Dickinson of Swanzey the rules were suspended and the bill made in order for a third reading by its title at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

#### SPECIAL ORDER

Mr. Small of Rochester called for the special order.

House Bill No. 170, An act to repeal the primary law and to re-enact the caucus and convention law.

The question being,

Shall the report of the minority that the bill ought to pass be substituted for the report of the majority that it is inexpedient to legislate?

(Discussion ensued)

Mr. Pingree of Berlin raised the point of order that the member speaking was not confining himself to the question.

The Speaker ruled the point of order not well taken.

Mr. Carter of Nashua raised objections to the remarks of the member speaking.

The Speaker ruled that the remarks were not objectionable.

Mr. Gagne of Somersworth appealed from the decision of the Speaker.

The question being,

Is the Speaker's decision correct?

A division being had 255 members voted in the affirmative and 14 members voted in the negative and the Speaker's decision was upheld.

The Speaker warned the member speaking to confine his remarks to the question.

Mr. Pingree of Berlin raised the point of order that the member speaking was not confining himself to the question.

The Speaker ruled the point of order not well taken.

Mr. Elkins of Concord raised the point of order that the member speaking was not confining himself to the question.

The Speaker ruled the point of order not well taken.

Mr. Leahy of Claremont moved the previous question.  
The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being

Shall the report of the minority that the bill ought to pass be substituted for the report of the majority that it is inexpedient to legislate?

Mr. Carter of Nashua demanded the yeas and nays and the roll was called with the following result.

YEAS 81

*Rockingham County:* Griffin of Auburn, Palmer of Candia, Cheney, Wright, Cilley, Dudley, Cogan, Whittier, Marden.

*Strafford County:* Colcord, Swan, Wentworth, Layn, Tuttle, Knox, Ricker, Lacasse, Small, Greenfield.

*Belknap County:* Edgerly of Laconia, Wiley, Quimby of Laconia, Sanborn of Tilton.

*Carroll County:* Merryfield.

*Merrimack County:* Trow, Hardy, Veroneau of Concord, Sturtevant, Wells of Danbury, Haselton, Ferron, Prince, Cogswell, Catlin, Woodeson, Caveney, Saltmarsh, Gilman, Perkins of Pittsfield, Fellows, Miner.

*Hillsborough County:* Johnson, Fogg, Blood, Robbins, Story, Boisvert of Manchester, Ward 3, Sheehan, Kelley of Manchester, Clancy, Griffin of Manchester, McQueeney, Chevrette, Foster of Manchester, Leclerc, Roukey, Gauthier, Letendre of Manchester, Marcotte, Boisvert of Manchester, Ward 13, Guimond, St. Germain, Woods, Letendre of Nashua, Papachristos, Brodeur, Couturier.

*Cheshire County:* None.

*Sullivan County:* Barry of Newport.

*Grafton County:* Blandin, Smith of Campton, Drake, Eastman, Colby of Wentworth.

*Coos County:* Burbank of Berlin, Oleson, Morrison, Leith, Hancock, Brown of Northumberland, Judd, Turner of Wentworth's Location.

## NAYS 238

*Rockingham County:* Lake, Colby of Chester, Haynes, Bailey, Cole, Currier of Derry, Moody of Derry, Beane of East Kingston, Conner, Stevens of Exeter, Jones of Fremont, Moody of Greenland, Emerson, Bartlett of Kingston, Adams of Londonderry, Yeaton of Newcastle, Grandmaison, Seavey, Giles, Carmichael, Prescott, Fredrickson, Hodgdon of Portsmouth, Ward 1, Philbrick, Hodgdon of Portsmouth, Ward 2, McNeil, Adams of Portsmouth, Davis, Turner of Salem, Pickens, Jewell.

*Strafford County:* Crockett, Gouin, Martin, Churchill, Jones of Dover, Keefe, Durnin, Henderson, Willson of Farmington, Chamberlain, Corson, Meader, Emery of Rochester, Doe of Rollinsford, Doe of Somersworth, Gagne, Houle, McGreal, McGuinness, Durgin.

*Belknap County:* Little, Friend, Nichols, Hammond of Gilford, Schultz, Bridges, Guay, Stafford, Merrill of Laconia, Young of Laconia, Flanders, Plastridge, Gile.

*Carroll County:* Donahue, Berry, Gibson, Shirley, Lawless, Gale, Nickerson, Goss, Evans, Edgerly of Tuftonboro, Sanborn of Wakefield, Thompson.

*Merrimack County:* Desmarais, Welch, Warriner, Hirtle, Shaw, Maxner, Lindgren, Baker of Concord, Dubois, Elkins, Blake, Dame, Bean of Concord, Nash, Freeman, Kelley of Concord, Matson, Lee, Ahern, Coates, Brown of Epsom, Fowler of Franklin, Young of Franklin, Head, Sleeper, Powers, Lamson, Veroneau of Pembroke, Hazen, Langley.

*Hillsborough County:* Wilkins, Holbrook, Charois, Boynton, Glading, Wilson of Hollis, Legallee, Reid of Litchfield, Holt, Bickford, Greer, Bartlett of Manchester, Hammond of Manchester, Hopkins, Castles, Dwyer, Willett, Worthen, Carroll, Creighton, Hogan of Manchester, Mahoney, O'Brien, Boisclair, Stanley, Foley, Healy of Manchester, Ward 7, Horan, O'Malley, Ryan, Burke, Cote of Manchester, Duda, Langton, Clear, Drouin, Remillard, Carter of Merrimack, Bruce, Howison, Weston, Duncklee, Reed of Nashua, Hogan of Nashua, Stevens of Nashua, Chasse, Har-

greaves, Lindquist, Wills, Collins, Molloy, Bouthillier, Newton, Cummings, Keenan, Foster of Wilton.

*Cheshire County:* Moore of Alstead, Chickering of Chesterfield, Firmin, Russell, Smith of Hinsdale, Duncan, Fitzgerald, Callahan, Keating, Knowlton, Jones of Keene, Robertson, Gates, Duffy, Ward of Marlborough, Ayer, Rice, Clark, Jennison.

*Sullivan County:* Kemp, Hamlin of Charlestown, Colby of Claremont, Dow, Leahy, Putnam, Turner of Claremont, Warner, Whitcomb, Quimby of Cornish, Dandrow, Hudson, Reed of Newport, Osborne, Reed of Unity, Fowler of Washington.

*Grafton County:* Huckins, Long, Plumer of Bristol, Webster, Sanborn of Enfield, Gage, Guyer, Hunter, Brunelle, Thayer, Wells, Marden, Chandler of Landaff, Briggs, Ross, Stearns, Merrill of Lisbon, Price, Harris, Lytle, Simpson, Burgault, Perkins of Lyme, Frazer, Metcalf, Bell of Plymouth, Wakefield, Merrill of Thornton, Little, Keniston.

*Coos County:* Pingree, Uhlschoeffler, Brungot, Gagne, Marie A. of Berlin, Myler, Chapell, Morris, Marshall, Emery of Stark, Elliott, Pratt.

Mr. Murphy of Nashua, voting yes paired with Mr. Carter of Nashua, voting no.

Mr. Lamb of Manchester Ward 4, voting no paired with Mr. Wilson of Bennington voting yes.

And the motion to substitute did not prevail.

The question being on the resolution reported by the committee that it is inexpedient to legislate.

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Elkins of Concord at 1:55 o'clock the House adjourned.

## AFTERNOON

The House met at 3 o'clock.

## THIRD READINGS

On motion of Mr. Dudley of Exeter the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 308, An act authorizing the state board of health to enforce, concurrently with towns, such regulations as it is empowered to make.

House Bill No. 332, An act permitting the town of Bartlett, the town of Jackson, the North Conway lighting precinct, the Intervale lighting precinct and vicinity to become a village district.

House Bill No. 343, An act authorizing the town of Haverhill to issue refunding bonds.

House Bill No. 344, An act relating to county jails.

House Bill No. 345, An act relating to the liability of towns as to highways discontinued subject to gates and bars.

House Joint Resolution No. 30, Joint resolution to provide for additional facilities at the State Hospital.

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 58, An act relative to General Pulaski Commemoration Day.

Read a third time and passed and sent to the Senate for concurrence in the amendment.

On motion of Mr. Baker of Concord at 3:20 o'clock the House adjourned.

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### WEDNESDAY, APRIL 8, 1931.

The House met at 11:00 o'clock.

Prayer was offered by the Rev. Harry E. Little of Barnstead.

#### LEAVES OF ABSENCE

Mr. Johnson of Antrim was granted leave of absence for the day on account of important business.

Mr. Nickerson of Madison was granted leave of absence for Thursday on account of important business.

Messrs. Hargreaves of Nashua and Milnes of Manchester were granted leave of absence for the week on account of illness.

Mr. Dort of Keene was granted leave of absence for the remainder of the session on account of illness.



## COMMITTEE REPORTS

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 119, A joint resolution for the improvement of a farm to market road in the town of Lyndeborough, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 161, in new draft, An act relative to freeing Eliot toll bridge, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations, to whom was referred House Bill No. 284, An act providing for state aid for persons suffering from cancer and for the creation and appointment of a cancer commission, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend Section 6 of said bill by adding at the end thereof the following: "Any assistance rendered by any city, state, town or county shall be classified as "Assistance to cancerous patients," and the name of such persons receiving aid shall not be published in any report," so that said section as amended shall read as follows: 6. Aid to Dependents. Out of the appropriation available under this act the commission may furnish at the expense of the state clinical care for indigent patients. The commission may grant state aid for the care of dependent persons suffering from cancer in any place, provided that the state aid granted in any individual case shall not exceed in amount the sums expended by any municipality, town or county in this state. Any assistance rendered by any city, state, town or county shall be classified as "Assistance to Cancerous Patients," and the name of such persons receiving aid shall not be published in any report. Further amend said bill by striking out the words "twenty-

five" in line 2 of Section 7 and inserting in place thereof the word "fifteen" so that said section as amended shall read as follows: 7. Appropriations. There shall be and is hereby appropriated for this act the sum of fifteen thousand dollars for the fiscal year ending June 30, 1932, and the sum of twenty-five thousand dollars for the fiscal year ending June 30, 1933. The governor is authorized to draw his warrant for the same out of any money in the treasury not otherwise appropriated.

The report was accepted, the amendments adopted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations, to whom was referred House Bill No. 336, An act to establish a state aid road from Barrington to Rochester, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Gibson of Conway for the Committee on Claims to whom was referred House Joint Resolution No. 118, A joint resolution in favor of Arthur F. Sturtevant, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Wilson of Manchester for the Committee on Judiciary to whom was referred House Bill No. 342, An act to exempt certain property of the Manchester Historic Association from taxation, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Brungot of Berlin for the Committee on Normal Schools to whom was referred House Joint Resolution No. 94, A joint resolution providing for library and additional dormitory accommodations at the Plymouth Normal School, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 346, An act relating to the supervision of electricians, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend section 2 of said bill by striking out the entire section and substituting therefor the following: 2. *License.* No persons, firm or corporation shall advertise to engage in, or solicit work at the business of installing wires, conduits, apparatus, or using electricity for lights, heat or power purposes, either as a master electrician or as journeyman electrician, unless such person, firm or corporation shall have received a license and a certificate therefor, issued by the State Examiner of Electricians and in accordance with the provisions hereinafter set forth. Further amend said bill by striking out the figures "31" where they occur in paragraphs 4 and 5 of section 7 and section 15 and inserting in place thereof the figures "30."

The report was accepted, the amendments adopted and the bill referred to the Committee on Appropriations under the rules.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 348, An act appropriating money for improvements and equipment at the State Hospital, with the recommendation that the bill be referred to the Committee on Appropriations.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 349, An act relating to Attorneys General and Solicitors, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second

time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 350, An act relating to the state flag and seal, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 351, An act relating to employment statistics, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 352, An act relating to pensions for certain town employees, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 123, A joint resolution in favor of Sibley Oil Company; with the recommendation that the joint resolution be referred to the Committee on Claims.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Claims.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 124, A joint resolution in favor of Mrs. Amedee

Cote, with the recommendation that the joint resolution be referred to the Committee on Claims.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Claims.

Mr. Sheehan of Manchester for the Committee on Insurance to whom was referred House Bill No. 90, An act to consolidate the offices of bank commissioner and insurance commissioner under one department head and to define duties thereof, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred House Bill No. 206, An act relating to recreation on the Lord's Day, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate, the subject matter being covered by another bill.

The report was accepted and the resolution of the committee adopted.

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred House Bill No. 245, An act relating to regulations for towns and cities of the conduct of business, sports and amusements on Sunday, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate, the subject matter being covered by another bill.

The report was accepted and the resolution of the committee adopted.

Mr. Keefe of Dover for the Committee on Judiciary to whom was referred House Bill No. 201, An act relating to recreation on the Lord's Day, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend the title of House Bill No. 201 by striking out



the whole thereof, and inserting in place thereof the following: An act relating to observance of the Lord's Day.

Amend House Bill No. 201 by striking out the whole thereof and inserting in place thereof the following: 1. *Amendment.* Amend Chapter 385 of the Public Laws by adding a new section after section 5 which shall be section 5-a and shall read as follows: 5-a. *Exceptions.* Nothing contained in this chapter shall prevent any town or city from adopting by-laws and ordinances permitting and regulating plays, games, sports, exhibitions and the conducting of business on the Lord's Day, provided such by-laws and ordinances after adoption by the board of selectmen of a town or the city council of a city are approved by a majority vote of the legal voters present and voting at the next regular town or city election.

*Takes Effect.* This act shall take effect upon its passage. The report was accepted.

The undersigned, a minority of the Committee on Judiciary, to whom was referred House Bill No. 201, An act relating to recreation on the Lord's Day, being unable to agree with the majority, reported the same with the following resolution:

*Resolved,* That it is inexpedient to legislate.

E. F. BROWN,  
WILLIAM WESTON,  
FREDERIC E. SMALL.  
*A Minority of the Committee.*

The question being on the amendment reported by the committee.

Mr. Weston of Milford moved that the report of the minority be substituted for the report of the majority.

The question being on the motion to substitute.

(Discussion ensued)

Mr. Price of Lisbon moved the previous question.

The question being

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.



The question being

Shall the report of the minority that it is inexpedient to legislate be substituted for the report of the majority that the bill ought to pass with an amendment.

On a *viva voce* vote the motion to substitute did not prevail.

Mr. Weston of Milford called for a division.

A division being had 139 members voted in the affirmative and 189 members voted in the negative and the motion to substitute did not prevail.

The question being on the amendment proposed by the committee.

On a *viva voce* vote the amendment was adopted.

The bill was then ordered to a third reading.

On motion of Mr. Callahan of Keene, the rules were suspended and the bill made in order for a third reading by its title at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

At 12:24 o'clock the House took a recess for five minutes.

#### AFTER RECESS

#### TAKEN FROM THE TABLE

On motion of Mr. Guay of Laconia Senate Bill No. 11, An act relating to the Laconia Home for the Aged was taken from the table.

Mr. Guay of Laconia asked unanimous consent to move to reconsider the vote whereby the bill passed.

Unanimous consent was granted.

On motion of Mr. Guay of Laconia the vote whereby the bill passed was reconsidered.

The question being,

Shall the bill pass.

On motion of Mr. Guay of Laconia the bill was indefinitely postponed.

## MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 98, An act enlarging the powers of Moore's Falls Corporation.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills, with amendments, in the passage of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 277, An act authorizing voting trusts in domestic corporations.

Strike out Section 3 of said bill and re-number Section 4, so that said section as amended shall read as follows:

Section 3. *Takes Effect.* This act shall take effect upon its passage.

On motion of Mr. Henderson of Durham the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 101, An act to amend the charter of the Grafton Power Company.

Amend section 2 of said bill by striking out after the words "with all provisions" in the seventh line the following words "so far as applicable"; so that said section as amended shall read:

2. *Further Amendment.* Further amend Chapter 215 of the Laws of 1927 by inserting after section 2 a new section, and by renumbering section 3 making it section 4. 3. *Effect.* The grant of the powers and privileges under this act shall not be construed to supersede any provisions of the laws relating to public utilities and in the exercise of any or all of the said powers and privileges said company shall comply in all respects with all provisions of the laws relating to public utilities.

On motion of Mr. Elkins of Concord the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message also announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following Bills, in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

Senate Bill No. 13, An act relating to the salary of the city clerk of the city of Laconia.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Salary City Clerk of Laconia.* Amend section 17, chapter 241 of the Laws of 1893, as amended by chapter 316 of the Laws of 1917, and chapter 271 of the Laws of 1921, by striking out the words "fifteen hundred" and inserting in place thereof the words, "three thousand," and by adding at the end of said section the words, "all fees received by the city clerk shall be turned over by said clerk to the city treasurer for the use of the city of Laconia," so that said section as amended shall read as follows: Sect. 17. The mayor and council shall, at their first meeting May 3, 1893, and thereafter annually, on the fourth Tuesday of March, meet for the purpose of taking their respective oaths, and shall elect a city clerk, who shall be clerk of the city council and have a salary of three thousand dollars per annum. All fees received by the city clerk shall be turned over by said clerk to the city treasurer for the use of the city of Laconia.

2. *Takes Effect.* This act shall take effect upon its passage.

On motion of Mr. Callahan of Keene the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 140, in Senate new draft, An act relative to taking black bass.

Amend section 1 of said bill by striking out the entire section and inserting in place thereof the following:

1. *Taking in Certain Lakes.* Amend section 7, chapter 200 of the Public Laws, as amended by chapters 23 and 95 of the Laws of 1929, and by chapter 45 of the Laws of 1931, by inserting after the word "Sunapee" in the fourth line the words, "Lake Winnepesaukee, Asquam lakes and Lake Wentworth in the town of Wolfeboro," so that said section as amended shall read as follows: 7. *Black Bass.* Black bass not less than nine inches in length may be taken and possessed from July first to January first, except that in Lake Sunapee, Lake Winnepesaukee, Asquam lakes and Lake Wentworth in the town of Wolfeboro bass may in addition be taken by the use of artificial flies, without weight, by casting only, from June fifteenth to July first. A person may take in one day a total of not more than ten pounds of black bass provided that if he has taken less than ten pounds he shall be entitled to take one additional fish. Black bass of any size and in any quantity may be taken and possessed at any time from the waters of Partridge lake in the towns of Littleton and Lyman.

On motion of Mr. Elkins of Concord the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 160, An act relating to hawkers and peddlers.

Amend section 2 of the new chapter as inserted by section 1 of said bill by striking out the word "act" in the last line and inserting in place thereof the word, "chapter."

Amend section 8 of the new chapter as inserted by section 1 of said bill by striking out the figure "5" in the second line and inserting in place thereof the figure, "4."

On motion of Mr. Cilley of Exeter the House concurred in the adoption of the amendments proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 259, An act relating to village district meetings.

Amend said bill by striking out the number "5" before the words "this act" and inserting in place thereof the number "2."

On motion of Mr. Matson of Concord the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 283, An act authorizing the disposal of state lands under certain conditions.

Amend section 1 of said bill by inserting after the words and figures, "laws of 1927" in the eleventh line the words and figures, "and section 1, chapter 5 of the Laws of 1931."

On motion of Mr. Elkins of Concord the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 319, An act authorizing the city of Dover to provide pensions for school teachers.

Amend section 4 of said bill by striking out the words "school board" and inserting in place thereof the words, "mayor and city council."

On motion of Mr. Keefe of Dover the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

On motion of Mr. Lee of Concord at 12:42 o'clock the House adjourned.

#### AFTERNOON

The House met at 3 o'clock.

## THIRD READING

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 161 (in new draft), An act relative to freeing Eliot toll bridge.

House Bill No. 284 (in new draft), An act providing for state and for persons suffering from cancer and for the creation and appointment of a cancer commission.

House Bill No. 336, An act to establish a state aid road from Barrington to Rochester.

House Bill No. 342, An act to exempt certain property of the Manchester Historic Association from taxation.

House Joint Resolution No. 119, Joint resolution for the improvement of a farm to market road in the town of Lyndeborough.

Severally read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Dow of Claremont at 3:05 o'clock the House adjourned.

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THURSDAY, APRIL 9, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

The Speaker announced the death of Nicholas Longworth, Speaker of the National House of Representatives.

## LEAVES OF ABSENCE

Messrs. Reed of Unity and Legallee of Hudson were granted leave of absence for the day on account of important business.

Mrs. Lawless of Eaton was granted leave of absence for next week on account of important business.

## COMMITTEE REPORTS

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 117,



A joint resolution for the improvement of the road from Ricker corner to the Farmington line in the town of New Durham, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Blake of Concord for the Committee on Banks to whom was referred Senate Bill No. 1, An act relating to circulation of false rumors concerning banks, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Gibson of Conway for the Committee on Claims to whom was referred House Joint Resolution No. 122, A joint resolution in favor of Wallace Fendall, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Dow of Claremont for the Committee on Education to whom was referred Senate Bill No. 80, An act relating to the powers of the school district of Hanover, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Small of Rochester for the Committee on Judiciary to whom was referred Senate Bill No. 84, An act ratifying and legalizing the votes and action of the Coos county delegation relating to an appropriation for the erection of buildings at the Coos county farm, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Leahy of Claremont for the Committee on Judiciary to whom was referred House Bill No. 339, An act relating to conditional pardons, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Emery of Rochester for the Committee on Judiciary to whom was referred House Bill No. 19, An act relating to the prevention and control of crime, creating a Bureau of Criminal Apprehension and Identification, providing for a Commissioner and Criminal Investigators, defining their duties, qualifications and powers and making appropriation to carry out the provision thereof, reported the same in a new draft and with a new title with the recommendation that the bill in its new draft and with its new title be recommitted to the Committee on Judiciary.

The report was accepted, the bill in its new draft read a first and second time, laid upon the table to be printed and recommitted to the Committee on Judiciary.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred Senate Bill No. 61, An act relating to bridges over Connecticut river, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Gibson of Conway for the Committee on Claims to whom was referred House Joint Resolution No. 121, A joint resolution in favor of Harley Bunnell, reported the same with the following resolution:

*Resolved*, That the resolution be referred to the Governor and Council.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 347, An act to increase the salary of the treasurer of the county of Coos, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

## RESOLUTIONS

On motion of Mr. Papachristos of Nashua

*Resolved*, That the Speaker be authorized to appoint a committee of three to prepare resolutions on the death of Irene L. Ravenelle of Nashua and the Clerk be authorized to procure the usual floral tribute, and that when the House adjourns today, it adjourn in honor of his memory.

The Speaker appointed as members of such committee Messrs. Papachristos, Carter and Collins of Nashua.

On motion of Mr. Lee of Concord

*Resolved*, That when the House adjourns this morning it be to meet tomorrow morning at 9:00 o'clock and that when it then adjourns it adjourn to meet on Monday evening at 7:30 o'clock.

On motion of Mr. Edgerly of Tuftonboro

*Resolved by the House of Representatives, the Senate concurring*: That it is the sense of the General Court that men passing through the Hall of Flags in the State House should remove their hats in salute to the flags and the men of New Hampshire who fought beneath them.

## MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions, sent up from the House of Representatives:

House Bill No. 29, An act relating to correction of check lists in the city of Keene.

House Bill No. 119, An act relating to common jails and prisoners therein.

House Bill No. 322, An act relating to the preservation of public records.

House Bill No. 325, An act relating to vacancies on institutional boards.

House Bill No. 327, An act to authorize the county of Hillsborough to issue bonds.

House Joint Resolution No. 7, Joint resolution for the reconditioning of a farm to market highway in the town of Barrington.

House Joint Resolution No. 26, Joint resolution in favor of Boyd E. Mercer.

House Joint Resolution No. 32, Joint resolution for the improvement of the Steele's Hill road leading from the Bay meeting-house to the Meredith line, in the town of Sanbornton.

House Joint Resolution No. 40, Joint resolution in favor of John P. Heath, administrator of the estate of Albert M. Meigs, for overpayment of legacy and succession tax.

House Joint Resolution No. 48, Joint resolution in favor of Perry T. Hastings.

House Joint Resolution No. 56, Joint resolution in favor of George F. Chamberlain, of St. Johnsbury, Vermont, for damages which he received on account of collision with a State highway truck.

House Joint Resolution No. 86, Joint resolution for the improvement of the main road from Barrington depot by way of Gonic to Rochester, in the town of Barrington.

House Joint Resolution No. 108, Joint resolution relating to the filling of a channel of the Piscataqua river in Portsmouth.

The message further announced that the Senate had voted to concur with the House of Representatives in its amendments to the following entitled bill:

Senate Bill No. 58, An act relative to General Pulaski Commemoration Day.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asked the concurrence of the House of Representatives:

House Bill No. 335, An act legalizing the town meeting of Weare held Tuesday, March 11, and Wednesday, March 12, 1931.

Strike out Section 1 of said bill and substitute therefor the following:

Sect. 1. *Proceedings Legalized.* All acts of the town of Weare at the annual meeting held Tuesday, March 10, and Wednesday, March 11, 1931, are hereby legalized, ratified, and confirmed.

On motion of Mr. Duncan of Jaffrey the House concurred in the amendment sent down from the Honorable Senate.

On motion of the same member the title of the bill was amended by striking out the figures "11" and "12" respectively and inserting in place thereof the figures "10" and "11" respectively.

The bill was then sent to the Senate for concurrence in the amendment.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asked the concurrence of the House of Representatives:

House Bill No. 286, An act limiting the taking of raccoon.

Amend section 1 of the bill by striking out the word "ten" in the fourth and seventeenth lines thereof, and substituting the word "twenty," so that said section as amended shall read:

1. *Limitation.* Section 17 of chapter 198 of the Public Laws is hereby amended by adding at the end of the said section the following: No person shall in any manner take more than twenty raccoon in any one season; so that said section as amended shall read as follows: 17. *Taking.* Sable, otter, fisher, mink, marten, muskrat, skunk or fox may be taken and possessed from October tenth to March first, from the counties of Coos, Carroll and Grafton, and elsewhere from November first to March first. Raccoon may be taken with the aid or by the use of traps set under the restrictions of this title from October twentieth to January first in the counties of Coos, Carroll and Grafton, and from November first to January first in the other counties of the state. No person shall in any manner take more than twenty raccoon in any one season.

On motion of Mr. Bean of Concord the House concurred

in the amendment sent down from the Honorable Senate with the following amendment.

Amend section 1 of House Bill No. 286 by striking out in the 9th line of the amendment after the word "October" the word "tenth" and inserting in place thereof the word "twentieth."

The bill was then sent to the Senate for concurrence in the amendment.

The message also announced that the Senate had passed the following entitled bill, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 87, An act repealing the laws relating to trusts created by writing.

#### SENATE BILL READ AND REFERRED

Senate Bill No. 87, An act repealing the laws relating to trusts created by writing.

Read a first and second time and referred to the Committee on Revision of the Statutes.

Mr. Wilson of Manchester moved that the rules be suspended, the reference to a committee dispensed with and the bill made in order for a third reading at the present time.

The question being on the motion of Mr. Wilson of Manchester.

(Discussion ensued)

On a *viva voce* vote the motion prevailed.

The bill was then read a third time and passed and sent to the Secretary of State to be engrossed.

#### COMMITTEE REPORT

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 98, An act enlarging the powers of Moore's Falls Corporation.

House Bill No. 115, An act relating to the practice of pharmacy and the sale of drugs.



House Bill No. 306, An act to authorize the state highway department to dredge the stream bed of the Peabody river in Gorham.

House Bill No. 312, An act relating to the payment of interest on highway completion bonds.

House Joint Resolution No. 33, Joint resolution for the improvement of the road in Ossipee from the East Side trunk line at Ossipee corner through Granite to the Wakefield line.

House Joint Resolution No. 96, Joint resolution for the improvement of the highway from the junction of the Daniel Webster highway at Weirs bridge to route No. 11 at Gilford railroad station.

House Joint Resolution No. 114, Joint resolution to provide for a commission to consider the question of an addition to the state library.

The report was accepted.

On motion of Mr. Small of Rochester the rules were suspended and business in order at 3:00 o'clock was made in order at the present time.

#### THIRD READINGS

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 339, An act relating to conditional pardons.

House Joint Resolution No. 117, Joint resolution for the improvement of the road from Ricker corner to the Farmington line in the town of New Durham.

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 1, An act relating to circulation of false rumors concerning banks.

Senate Bill No. 80, An act relating to the powers of the school district of Hanover.

Senate Bill No. 84, An act ratifying and legalizing the votes and action of the Coos county delegation relating to an appropriation for the erection of buildings at the Coos county farm.

Severally read a third time and passed and sent to the Secretary of State to be engrossed.

On motion of Mr. Lamson of New London at 11:42 o'clock the House adjourned.

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FRIDAY, APRIL 10, 1931.

The House met at 9 o'clock according to adjournment.

The following letter was read by the Clerk:

Portsmouth, N. H., April 10, 1931.

*Mr. Clarence A. DuBois,*  
*Concord, N. H.*

DEAR SIR:

I shall be unable to attend the session on Friday morning. Will you kindly preside for me, and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. Dame of Concord, at 9:03 o'clock the House adjourned.

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MONDAY, APRIL 13, 1931.

The House met at 7:30 o'clock according to adjournment.

The following letter was read by the Clerk:

Portsmouth, N. H., April 13, 1931.

*Mr. Clarence A. DuBois,*  
*Concord, N. H.*

DEAR SIR:

I shall be unable to attend the session on Monday evening. Will you kindly preside for me, and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. Thayer of Haverhill at 7:35 o'clock the House adjourned.

TUESDAY, APRIL 14, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

## LEAVES OF ABSENCE

Messrs. McBride of Manchester, Edgerly of Laconia, Ward of Plainfield and Reed of Unity were granted leave of absence for the week on account of illness.

Mr. Merrill of Lisbon was granted leave of absence for Thursday on account of important business.

Mr. Long of Bethlehem was granted leave of absence for the remainder of the session on account of illness.

## COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills:

Senate Bill No. 80, An act relating to the powers of the school district of Hanover.

Senate Bill No. 1, An act relating to circulation of false rumors concerning banks.

Senate Bill No. 13, An act relating to the salary of the city clerk of the city of Laconia.

Senate Bill No. 60, An act relating to assignments for the benefit of creditors.

Senate Bill No. 84, An act ratifying and legalizing the votes and action of the Coos county delegation relating to an appropriation for the erection of buildings at the Coos County farm.

House Bill No. 29, An act relating to correction of check-lists in the city of Keene.

House Bill No. 101, An act to amend the charter of the Grafton Power Company.

House Bill No. 119, An act relating to common jails and prisoners therein.

House Bill No. 140, An act relative to taking black bass.

House Bill No. 160, An act relating to hawkers and peddlers.

House Bill No. 259, An act relating to village district meetings.

House Bill No. 277, An act authorizing voting trusts in domestic corporations.

House Bill No. 283, An act authorizing the disposal of state lands under certain conditions.

House Bill No. 303, An act to extend the aid for dependent mothers and children.

House Bill No. 322, An act relating to the preservation of public records.

House Bill No. 325, An act relating to vacancies on institutional boards.

House Bill No. 327, An act to authorize the county of Hillsborough to issue bonds.

House Joint Resolution No. 26, Joint resolution in favor of Boyd Mercer.

House Joint Resolution No. 32, Joint resolution for the improvement of the Steele's Hill road leading from the Bay meeting house to the Meredith line, in the town of Sanbornton.

House Joint Resolution No. 40, Joint resolution in favor of John P. Heath, administrator of the estate of Albert M. Meigs, for over payment of legacy and succession tax.

House Joint Resolution No. 48, Joint resolution in favor of Perry T. Hastings.

House Joint Resolution No. 86, Joint resolution for the improvement of the main road from Barrington depot by way of Gonic to Rochester, in the town of Barrington.

House Joint Resolution No. 108, Joint resolution relating to the filling of a channel of the Piscataqua river in Portsmouth.

The report was accepted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 61, in new draft, A joint resolution relating to the outlet of Crescent lake in the towns of Acworth and Unity, reported the same with the following resolution:

*Resolved*, That it be referred to the Committee on Judiciary.

The report was accepted and the resolution of the committee adopted.

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred Senate Bill No. 65, An act relating to taxation on motor boats, reported the same with a new title and with the following amendments, and the recommendation that the bill as amended ought to pass:

Amend Senate Bill No. 65 by striking out the whole title thereof and inserting in place thereof the following: An act relating to revocationnn of motor boat licenses.

Amend Senate Bill No. 65 by striking out the whole of section 1 and inserting in place thereof the following:

1. *Amendment.* Amend Chapter 151 of the Public Laws as amended by Chapter 6, Chapter 84, and Chapter 111 of the Laws of 1929 by adding at the end thereof a new section, which shall be section 22, and shall read as follows: 22. *Revocation of Registration.* The Public Service Commission after hearing may revoke the registration of any boat or outboard motor issued pursuant to the provisions of this chapter whenever it shall appear, upon complaint of the selectmen or any tax collector of any town, that the owner of such boat or outboard motor has failed after demand to pay any property tax upon the same, which shall be due the town.

Further amend said bill by inserting at the beginning of section 2 the words "Takes Effect," so that said section 2 shall read as follows: 2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, the amendments adopted and the bill ordered to a third reading.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred Senate Joint Resolution No. 5, A joint resolution for the improvement of the state road leading from Nottingham line to Newmarket line in the town of Lee, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred Senate Bill No. 74, An act to provide for an improved highway from the Dartmouth College road in Newport to the Connecticut river in the town of Cornish, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Wilson of Manchester for the Committee on Rules, reported the following entitled bill, House Bill No. 353, An act to establish a state aid road from Merrill's corner in the town of Farmington to route No. 104 at Meaderboro corner in Rochester, with the recommendation that the bill be referred to the Committee on Appropriations.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 354, An act authorizing the Public Service Commission to permit seasonal suspension of steam railroad service between Wing road and Fabyan, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Duncan of Jaffrey for the special committee consisting of the delegation from the county of Cheshire, to whom was referred House Joint Resolution No. 97, A joint resolution in favor of Walter E. Emerson, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred House Bill No. 181, An



act relative to the registration of motor vehicles, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section one of said bill by striking out the word: "eighteen" in lines thirteen and fourteen and inserting in place thereof the word: "twenty" so that said section as amended shall read as follows:

1. *Fees.* Amend paragraph III of section 1 of chapter 102 of the Public Laws by striking out the whole of said paragraph and substituting therefore the following:

III. For each motor vehicle, including trailers and semi-trailers equipped with pneumatic tires, except motor cycles and motor cycle side-cars, the following rates based on the gross weight of the vehicle and load: All vehicles and load not exceeding four thousand pounds, thirty-five per cents per hundred pounds; exceeding four thousand pounds and not exceeding six thousand pounds, forty-five cents per hundred pounds; exceeding six thousand pounds and not exceeding eight thousand pounds, fifty cents per hundred pounds; exceeding eight thousand pounds and not exceeding twenty thousand pounds, sixty cents per hundred pounds; exceeding twenty thousand pounds and not exceeding twenty-six thousand pounds, eighty cents per hundred pounds; exceeding twenty-six thousand pounds, one dollar per hundred pounds. For all vehicles equipped with hard rubber tires the sum of twenty cents per hundred pounds shall be added to the above rates. For all vehicles equipped with iron, steel or other hard tires the sum of forty cents per hundred pounds shall be added to the above rates. Provided that the minimum fee as provided in this section shall be ten dollars for passenger vehicles and fifteen dollars for trucks. Tractors used for agricultural purposes only, tractors used for power purposes only that do not haul loads on the public highways, tractors used only on snow, and snow-mobiles, shall pay one-tenth of the above rates.

The report was accepted.

The question being on the amendment.

Mr. Duncan of Jaffrey moved that the bill and accompanying amendment be referred to the next Legislature.

The question being on the motion of Mr. Duncan of Jaffrey.

(Discussion ensued)

Mr. Carter of Nashua moved the previous question.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the motion of Mr. Duncan of Jaffrey.

On a *viva voce* vote the motion did not prevail.

The question being on the amendment reported by the committee.

On a *viva voce* vote the amendment was adopted.

The bill was then ordered to a third reading.

On motion of Mr. Callahan of Keene the rules were suspended and the bill made in order for a third reading by its title at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

#### RESOLUTIONS

Mr. Carter of Nashua offered the following:

WHEREAS, this House has learned with sincere sorrow of the death of our associate and friend, Irenee L. Ravenelle of Nashua and

WHEREAS, His record of devoted and faithful service during this and previous sessions of the New Hampshire General Court together with the excellency of his character won him the affectionate regard of his associates, be it

*Resolved*, That we, the members of the New Hampshire House of Representatives, attest our appreciation of his high character and loyal citizenship and that the deepest sympathy of the House of Representatives be extended to the wife and family of the deceased brother member in their burden of sorrow and be it further

*Resolved*, That the Clerk of the House transmit a copy of these resolutions to the bereaved family.

ELIOT A. CARTER,  
ARTHUR PAPACHRISTOS,  
JOHN F. COLLINS.

On a *viva voce* vote the resolutions were adopted.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had voted to concur with the House of Representatives in its adoption of the amendments offered by the Committee on engrossed Bills to the following entitled bills:

Senate Bill No. 60, An act relating to assignment for the benefit of creditors.

House Bill No. 303, An act to extend the aid for dependent mothers and children.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asked the concurrence of the House of Representatives:

House Bill No. 331, An act uniting Bartlett town district and Bartlett special district.

Amend Section 5 of House Bill No. 331, entitled "An act uniting Bartlett town district and Bartlett special district," by striking out the word "April" in said section and substituting therefor the word "May," so that said section as amended shall read as follows:

5. *First Meeting.* The first meeting for the election of officers and transaction of other business of said new district shall be held before May 20, 1931, and shall be warned by the school boards of the districts hereby united acting jointly.

On motion of Mr. McGreal of Somersworth the House concurred in the adoption of the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bill:

House Bill No. 81, An act relating to the abatement of state tax on account of public forest lands.

The message also announced that the Senate had passed the following entitled bill, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 78, An act relating to the salaries of the commissioners for the counties of Hillsborough and Grafton.

#### SENATE BILL READ AND REFERRED

Senate Bill No. 78, An act relating to the salaries of the commissioners for the counties of Hillsborough and Grafton.

Read a first and second time and referred to the Committee on Judiciary.

Mr. Carroll of Manchester moved that the order whereby the bill was referred to the Committee on Judiciary be vacated and the bill be referred to the special committee consisting of the delegation from the county of Hillsborough.

On a *viva voce* vote the motion did not prevail.

Mr. Hammond of Manchester moved that the order whereby the bill was referred to the Committee on Judiciary be vacated and the bill be referred to the Committee on Revision of the Statutes.

The question being on the motion of Mr. Hammond of Manchester.

(Discussion ensued)

'On a *viva voce* vote the affirmative prevailed.

#### UNFINISHED BUSINESS

Mr. Dudley of Exeter called for the unfinished business.

House Bill No. 63, An act giving certain liens to physicians and hospitals.

The question being,

Shall the report of the minority that the bill ought to

pass with amendments be substituted for the report of the majority that it is inexpedient to legislate? with the previous question ordered.

On a *viva voce* vote the motion to substitute did not prevail.

Mr. Dudley of Exeter called for a division.

A division being had 101 members voted in the affirmative and 170 members voted in the negative and less than two thirds of the members elected being present and voting and less than two thirds of those voting having voted either in the affirmative or the negative no valid action was taken and the bill went into unfinished business.

Mr. Wilson of Manchester for the Committee of Conference to whom was referred House Bill No. 41, An act relating to bonds of county officers recommended that the House recede from its position of non-concurrence and concur in the amendment sent down from the Honorable Senate.

On a *viva voce* vote the House concurred in the amendment.

The bill was then sent to the Secretary of State to be engrossed.

On motion of Mr. Pray of Portsmouth at 12:04 o'clock the House adjourned.

#### AFTERNOON

The House met at 3 o'clock.

#### THIRD READING

On motion of Mr. Price of Lisbon the rules were suspended and the third reading of bills by their titles made in order.

Senate Bill No. 65, An act relating to revocation of motor boat licenses.

Read a third time and passed and sent to the Senate for concurrence in the amendment.

On motion of Mr. Cilley of Exeter at 3:03 o'clock the House adjourned.

WEDNESDAY, APRIL 15, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

## LEAVES OF ABSENCE

Messrs. Little of Warren and Lindgren of Concord were granted leave of absence for the day on account of important business.

Mr. Phelps of Goffstown was granted leave of absence for Thursday on account of important business.

Mr. Holbrook of Bedford was granted leave of absence for the remainder of the week an account of important business.

Mr. Dudley of Exeter was granted leave of absence for the day on account of attending a funeral.

Mr. Winkley of Ossipee was granted leave of absence for Thursday on account of illness.

Mr. Huckins of Ashland was granted leave of absence for the day on account of attending a funeral.

## RESOLUTION

Mr. Legallee of Hudson offered the following:

WHEREAS it appears that all necessary legislative work may be easily accomplished by Friday, April 24th, instant, therefore be it

*Resolved*, By the House of Representatives, the Senate concurring, that the present session of the legislature be brought to final adjournment on Friday, April 24th, instant at three o'clock in the afternoon, and be it further

*Resolved*, That all reports, bills and joint resolutions pending at that time in either branch of the legislature, with the exception of such as have been referred to the next session of the legislature, be indefinitely postponed.

On motion of Mr. Dickinson of Swanzey the resolution was laid upon the table.

## COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills to whom was referred House Bill No. 41,



An act relating to bonds of county officers, reported the same under Joint Rule No. 6, with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of said bill by inserting after the word "sheriffs" in the fourth line the words, "and deputy sheriffs."

On a *viva voce* vote the amendment was adopted.

The bill was then sent to the Senate for concurrence in the adoption of the amendment.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 88, An act relative to assistants in the office of the bank commissioner, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 348, An act appropriating money for improvements and equipment at the State Hospital, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out section 4 and renumbering section 5 section 4.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 25, in new draft, A joint resolution in favor of a breakwater at Hampton Beach, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out all after the resolving clause and substituting therefore the following:

That the sum of sixty thousand dollars (\$60,000) be and the same is hereby appropriated for the construction of one or more breakwaters to protect those parts of the Ocean

boulevard in the town of Hampton lying between the Coast Guard station and Haverhill street as may be determined by the highway commission on condition that the town of Hampton quitclaims to the state of New Hampshire all the right, title and interest of said town in and to the land lying between the constructed Ocean boulevard and the ocean from the Coast Guard station in said town south to the north side of Great Boar's Head, so-called, and from the south side of Great Boar's Head south to Haverhill street. It shall be a condition of said transfer that the state shall hold the land conveyed for public purposes forever and allow no concessions to be granted to private persons on said land, nor any buildings or other structures to be erected or maintained thereon except such as may be erected by the state for public purposes and except that said town of Hampton may maintain for public uses, a band stand, comfort station, chamber of commerce building or similar structures, the present parking spaces and playgrounds, and erect sidewalks at the town's expense between the traveled part of the highway or boulevard and the ocean, providing the construction of sidewalks from time to time have the approval of the highway commissioner, and provided, further, that such band stand, comfort station, chamber of commerce building or similar structures, parking spaces, playgrounds and sidewalks shall at all times be properly supervised and maintained by the said town and shall in no way interfere with or encroach upon the traveled part of any highway or boulevard now existing or later constructed, and provided, that the parking of vehicles along the ocean boulevard throughout the town of Hampton shall be regulated and policed by the town. Said appropriation shall be expended by the highway commissioner subject to the approval of the governor and council as to both the making and the execution of the plans, and said sum shall be a charge upon the highway funds.

The report was accepted.

The question being on the amendment.

(Discussions ensued)

On a *viva voce* vote the amendment was adopted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 53, A joint resolution relating to Laconia State School, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out all after the resolving clause and inserting in place thereof the following: That the sum of twenty-three thousand dollars (\$23,000) be and the same is hereby appropriated for the special expenses of Laconia State School for the year 1931-1932 as follows: Coal conveyors, the construction of a side track and coal sheds, \$13,000.00; repairs and additions to sewage disposal plant and completion of piggery, \$10,000.00; said sums to be expended under the direction of the governor and council, and the governor is hereby authorized to draw his warrant for said sums out of any money in the treasury not otherwise appropriated.

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 118, A joint resolution in favor of Arthur F. Sturtevant, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Gibson of Conway for the Committee on Claims to whom was referred House Joint Resolution No. 123, A joint resolution in favor of Sibley Oil Company, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Gibson of Conway for the Committee on Claims to whom was referred House Joint Resolution No. 124, A joint

resolution in favor of Mrs. Amedee Cote, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Small of Rochester for the Committee on Judiciary to whom was referred House Bill No. 19, in new draft, An act creating within the office of the attorney general a bureau of criminal apprehension and identification and giving examiners of the motor vehicle department powers of constables throughout the state, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Keefe of Dover for the Committee on Judiciary to whom was referred House Bill No. 185, An act relating to the amount of compensation for death under the Workmen's Compensation Law, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend House Bill No. 185 by striking out all of section 1 and inserting in place thereof the following: 1. *Amendment.* Section 19 of Chapter 178 of the Public Laws is hereby amended by striking out the words "three thousand" in the ninth line of subdivision 1 of said section and inserting in place thereof the words "four thousand five hundred"; and striking out the word "one" in the second line of subdivision three of said section and inserting the word "two," so that said section as amended shall read as follows: 19. *For Death.* The amount of compensation shall be, in case death results from injury:

1. *Dependents.* If the workman leaves any widow, children or parents, at the time of his death, then wholly dependent on his earnings, a sum to compensate them for loss, equal to one hundred and fifty times the average weekly earnings of such workman when at work on full time during the preceding year during which he shall have been in the employ of the same employer, or, if he shall have been in the

employment of the same employer for less than a year, then one hundred and fifty times his average weekly earnings on full time for such less period; but in no event shall such sum exceed four thousand five hundred dollars. Any weekly payments made under this subdivision shall be deducted from the sum so fixed.

11. ———, *Partial*. If such widow, children or parents at the time of his death are in part only dependent upon his earnings, such proportion of the benefits provided for those wholly dependent as the amount of the wage contributed by the deceased to such partial dependents at the time of injury bore to the total support of the dependents.

111. *No Dependents*. If he leaves no such dependents, the reasonable expenses of his medical attendance and burial, not exceeding two hundred dollars.

Further amend said bill by striking out all of section 2 and inserting in place thereof the following: 2. *Takes Effect*. This act shall take effect July 1, 1931.

The report was accepted the amendments adopted and the bill ordered to a third reading.

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred House Bill No. 293, An act relating to the deposit of town funds, reported the same, in a new draft and with a new title, with the recommendation that the bill in its new draft and with its new title ought to pass.

The report was accepted, the bill in its new draft read a first and second time, and laid upon the table to be printed.

Mr. Keefe of Dover for the Committee on Judiciary to whom was referred House Bill No. 350, An act relating to the state flag and seal, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 355, An act relating to fish and game commissioners and wardens, with the recommendation that the bill be referred to the Committee on Fisheries and Game.



The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 356, An act relating to testamentary or other trusts, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 125, A joint resolution in favor of Mrs. Irene L. Ravenelle, with the recommendation that the joint resolution be referred to the Committee on Claims.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Claims.

Mr. McGreal of Somersworth for the Committee on Judiciary to whom was referred House Bill No. 186, An act relating to the limit of compensation under the Workmen's Compensation Law, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend House Bill No. 186 by striking out all of Section 1 and inserting in place thereof the following:

1. *Amendment.* Section 24 of Chapter 178 of the Public Laws is hereby amended by striking out the word "fifteen" in the third line thereof and inserting in place thereof the word "twenty," so that said section as amended shall read as follows: 24. *Limit of Compensation.* In no event shall any compensation paid under this subdivision exceed the damage suffered, nor shall any weekly payment in any event exceed twenty dollars, or extend over more than three hundred weeks from the date of the accident. Such payment shall continue for such period of three hundred weeks, if total or partial disability continues during such



period. No such payment shall be due or payable for any time prior to the giving of the notice required by section 15.

Further amend said bill by striking out all of section 2 and inserting in place thereof the following: 2. *Takes Effect.* This act shall take effect July 1, 1931.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations, to whom was referred House Bill No. 128, An act relating to the salary of the labor commissioner, reported the same with the following resolution:

*Resolved,* That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 346, An act relating to the supervision of electricians, reported the same with the following resolution:

*Resolved,* That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Keefe of Dover for the Committee on Judiciary to whom was referred House Bill No. 187, An act relating to remedial care under the Workmen's Compensation Law, reported the same with the following resolution:

*Resolved,* That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Emery of Rochester for the Committee on Judiciary to whom was referred House Bill No. 216, An act relating to adequate assistance to aged citizens over seventy years of age, reported the same with the following resolution:

*Resolved,* That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

The Committee on Judiciary to whom was referred House Bill No. 351, An act relating to employment statistics reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Winslow of Nashua for the Committee on Judiciary to whom was referred House Bill No. 352, An act relating to pensions for certain town employees, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 337, An act to provide for a state budget system and financial control reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend section 13 of said bill by inserting after the word "governor" in lines one and three thereof the words "or the governor and council" so that said section as amended shall read as follows:

13. *Investigatory Powers.* The governor or the governor and council and the comptroller and any officer of the office of comptroller, when so authorized by the governor, or the governor and council, are hereby authorized to make such inquiries regarding the receipt, custody and application of state funds, existing organization, activities and methods of business of the departments and establishments, assignments of particular activities to particular services and the regrouping of such services, as in the opinion of the governor will enable him to make recommendations, and, within the scope of the powers possessed by him, to order action to be taken, having for their purpose to bring about increased economy and efficiency in the conduct of the affairs of the government.

Amend section 14 of House Bill No. 337, entitled "An act to provide for a State budget system and financial control," by adding at the end of the first sentence of said section a comma and the words "and council"; further amend by adding after the word "governor" where last appearing in

said section the words "with the advice and consent of the council"; so that said section as amended shall read as follows:

14. *Creation.* There is hereby created an office to be known as Office of the Comptroller, which shall be directly attached to the office of the governor and shall be under the general direction, supervision and control of the governor and council. Such office shall be in immediate charge of an officer to be known as Comptroller, who shall be appointed by the governor with the advice and consent of the council for a term of four years and shall receive a salary of five thousand dollars (\$5,000.) a year.

The report was accepted.

The question being on the amendments.

(Discussion Ensued)

On a *viva voce* vote the amendments were adopted.

Mr. Carter of Nashua moved that the rules be suspended and the bill made in order for a third reading by its title at the present time.

The question being on the motion of Mr. Carter of Nashua.

(Discussion ensued)

On a *viva voce* vote the affirmative prevailed.

Mr. Small of Rochester called for a division.

A division being had 161 members voted in the affirmative and 108 members voted in the negative and two thirds of the members not having voted in the affirmative the motion to suspend the rules did not prevail.

The bill was then ordered to a third reading.

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills:

Senate Bill No. 58, An act relative to General Pulaski Commemoration Day.

Senate Bill No. 87, An act repealing the laws relating to trusts created by writing.

House Bill No. 331, An act uniting Bartlett town district and Bartlett special district.

House Bill No. 335, An act legalizing the town meeting of

Weare held Tuesday, March 10, and Wednesday, March 11, 1931.

The report was accepted.

#### RESOLUTION

Mr. Glading of Hillsborough offered the following:

*Resolved*, That the Special Committee appointed by the House to investigate the advisability of installing a public address system in Representatives Hall recommend the purchase of a Western Electric system similar to the one now installed and be it further

*Resolved*, That the Clerk be authorized to purchase out of the legislative appropriation the said Western Electric system.

The question being on the resolution.

(Discussion ensued)

On motion of Mr. Pingree of Berlin the resolution was referred to the Committee on Appropriations for investigation and report.

#### ORDER VACATED

On motion of Mr. Hammond of Manchester the order whereby Senate Bill No. 76, An act relating to liability insurance of state department heads and employees operating state owned motor vehicles was referred to the Committee on Revision of the Statutes be vacated and the bill referred to the Committee on Appropriations.

#### COMMITTEE APPOINTMENT

The Speaker announced the appointment of Mr. Rice of Rindge as a member of the Committee on Fisheries and Game in place of Mr. Cote of Somersworth, deceased.

#### RECONSIDERATION

Agreeably to previous motion Mr. Duncan of Jaffrey moved that the vote whereby the House adopted the resolution of the Committee on Public Health that it is inex-

pedient to legislate on House Bill No. 304, An act in relation to public baths and swimming pools be reconsidered.

The question being on the motion of Mr. Duncan of Jaffrey.

(Discussion ensued)

Mr. Nash of Concord moved the previous question.

The question being

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the motion to reconsider.

On a *viva voce* vote the motion did not prevail.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had voted to concur with the House of Representatives in its amendments to the following entitled bills:

House Bill No. 286, An act limiting the taking of raccoon.

House Bill No. 335, An act legalizing the town meeting of Weare held Tuesday, March 10, and Wednesday, March 11, 1931.

The message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills, sent up from the House of Representatives:

House Bill No. 82, An act relating to the redemption of property sold for taxes and deeds given by tax collectors.

House Bill No. 236, An act relating to bonds of certain town officers.

The message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following concurrent resolutions:

*Resolved*, By the House of Representatives, the Senate concurring: That it is the sense of the General Court that men passing through the Hall of Flags in the State House should remove their hats in salute to the flags and the men of New Hampshire who fought beneath them.

The message further announced that the Senate concurs

with the House of Representatives in the passage of the following entitled bills, with amendments, in the passage of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 64, An act relating to the salaries of county solicitors.

Amend section 1 of the bill by striking out the words, "twelve hundred and fifty," in line 8 and substituting therefor the words, "fifteen hundred," and by striking out the words, "twelve hundred and fifty" in line 16, and the word, "dollars" in line 17, and substituting therefore the words, "fifteen hundred," so that the section as amended shall read as follows:

"Section 1. Amend section 20 of chapter 16 of the Public Laws by striking out the word "twelve" in line 3 and inserting in place thereof the word "fifteen"; further amend said section by striking out the words "ten hundred" in line 7 and inserting in place thereof the words "fifteen hundred," so that said section as amended shall read as follows:

20. *Salaries.* The annual salaries of the solicitors in the several counties shall be as follows. In Rockingham, fifteen hundred dollars. In Strafford, twelve hundred dollars. In Belknap, nine hundred dollars. In Carroll, eight hundred dollars. In Merrimack, fifteen hundred dollars. In Hillsborough, twenty-five hundred dollars. In Cheshire, eight hundred dollars. In Sullivan, eight hundred dollars. In Grafton, twelve hundred dollars. In Coos, fifteen hundred dollars.

Mr. Saltmarsh of Pembroke moved that the House non-concur and ask for a committee of conference.

On a *viva voce* vote the motion prevailed.

Mr. Lee of Concord called for a division.

(Discussion ensued)

Mr. Lee of Concord withdrew his call for a division and asked for another *viva voce* vote.

On a *viva voce* vote the affirmative prevailed.

The Speaker named as members of the Committee of



Conference on the part of the House Messrs. Preston of Boscawen, Welch of Andover and Baker of Concord.

House Bill No. 319, An act authorizing the city of Dover to provide pensions for school teachers.

Amend section 3 of said bill by striking out the word and figure "April 1" and inserting in place thereof the word and figures "May 15"; so that said section as amended shall read as follows: 3. *Estimates.* On or before May 15, 1931, and annually thereafter in January, the school board of said city of Dover shall submit to the mayor and council a statement of the sum of money needed to carry out the provisions of this act.

On motion of Mr. Pingree of Berlin the House concurred in the adoption of the amendments sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message further announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bills and Joint Resolutions in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 81, An act relating to the abatement of state tax on account of public forest lands.

Amend said bill by striking out all of sections 1 and 2 and inserting in place thereof the following:

1. *Amendment.* Amend section 16 of Chapter 192 of the Public Laws, as amended by Chapter 49 of the Laws of 1927, by striking out the whole of said section and inserting in place thereof the following: 16. *Procedure.* Application for such abatement shall be made upon the blanks provided by the tax commission which shall call for such information as they deem necessary, and the tax commission, on the facts set forth in said return, may make an abatement of such an amount as equity may require, subject to the limitations herein provided. After the tax commission has made known its decision on such petition any town dissatisfied

may ask for a hearing within thirty days from the date thereof. The commission shall hold a hearing thereon, after giving due notice to the selectmen. The commission, if dissatisfied with the facts set forth in said return, may ask for further information from the selectmen or may hold a public hearing thereon.

2. *Further Amendments.* Amend sections 17 and 18 of chapter 192 of the Public Laws by striking out all of said sections and inserting in place thereof the following: 17. *Evidence.* In making any abatement the commission shall consider among other facts, the amount of compensation, if any, which said town has received in any year from the federal or state governments on account of such federal or state land. 18. *Abatement.* If an abatement is granted the commission shall certify the fact and the amount to the state treasurer, who shall account to said town for such abatement out of any funds in the treasury not otherwise appropriated. In case the amount so certified by the commission shall be greater than the state tax assessed against said town the difference between the amount so certified and the state tax shall be paid to the town by the state treasurer out of any funds in the treasury not otherwise appropriated, upon the approval of the Governor and Council.

Further amend said bill by adding a new section as follows: 3. *Repeal.* Sections 19 and 20 of chapter 192 of the Public Laws are hereby repealed.

On motion of Mr. Carson of Rochester the House concurred in the adoption of the amendments proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 221, An act relating to the salary of the mayor of Somersworth.

Amend said bill by striking out all of section 1 and inserting in place thereof the following:

1. *Salary.* Amend section 11, chapter 171, Laws of 1893, as amended by section 1, chapter 209, Laws of 1901, and by chapter 290, Laws of 1917, by striking out the whole

of said section and inserting in place thereof the following: Sect. 11. The administration of all the fiscal, prudential, and municipal affairs of said city, and the government thereof, shall be vested in one principal officer to be called the mayor, who shall be chosen annually and who shall receive a salary of seven hundred dollars, who shall have the same negative upon all the acts of the council as by the Public Laws the mayors of cities are given upon the action of the aldermen, who shall preside in the meetings of the city council, but shall have no vote except in case of an equal division, and in whose absence the council may elect one of their number chairman, who shall have all the powers and perform all the duties of mayor during his absence or disability, or during a vacancy in his office for any cause,—and one board consisting of ten members, to be called the council, and the members whereof shall be called councilmen, as follows: At the first annual election after the adoption of this act, two councilmen shall be chosen by and from the qualified voters of each ward, to serve one for one year and one for two years, and at each annual election thereafter one councilman shall be chosen by and from the qualified voters of each ward to serve for the term of two years, or until another is chosen and qualified in his place, and the mayor and council shall sit and act together and compose one body, and in their joint capacity shall be denominated the city council.

On motion of Mr. Corson of Rochester the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 324, An act constituting a permanent state agency entitled New Hampshire Shore and Beach Preservation and Development Commission.

Amend section 3 of said bill by inserting after the word “erosion” in the fifth line the words, “of the shores.”

On motion of Mr. Adams of Hampton the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills

The bill was then sent to the Secretary of State to be engrossed.

House Joint Resolution No. 7, Joint resolution for the reconditioning of a farm to market highway in the town of Barrington.

Amend said joint resolution by striking out all after the words "two years" in the seventh line and inserting in place thereof the following:

Said sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner and the sums appropriated by the state shall be a charge upon the highway funds.

On motion of Mr. Shaw of Chichester the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills

The bill was then sent to the Secretary of State to be engrossed.

House Joint Resolution No. 56, Joint resolution in favor of George F. Chamberlain, of St. Johnsbury, Vermont, for damages which he received on account of a collision with a state highway truck.

Amend the caption of said House joint resolution by striking out the words "for damages which he received on account of a collision with a state highway truck."

On motion of Miss Greenfield of Rochester the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

The message also announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 75, An act amending chapter 238 of the Public Laws relating to proceedings before the Public Service Commission.

Senate Bill No. 83, An act legalizing the proceedings of the annual town meeting held in the town of Milford on March 10, 1931.

## SENATE BILLS READ AND REFERRED

Senate Bill No. 75, An act amending chapter 238 of the Public Laws relating to proceedings before the Public Service Commission.

Read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Senate Bill No. 83, An act legalizing the proceedings of the annual town meeting held in the town of Milford on March 10, 1931.

Read a first and second time.

On motion of Mr. Weston of Milford the rules were suspended, the reference of the bill to a committee dispensed with and the bill made in order for a third reading at the present time.

The bill was then read a third time and passed and sent to the Secretary of State to be engrossed.

On motion of Mr. Thayer of Haverhill at 12:37 o'clock the House adjourned.

## AFTERNOON

The House met at 3 o'clock.

## THIRD READINGS

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 88, An act relative to assistants in the office of the bank commissioner.

House Bill No. 185, An act relating to the amount of compensation for death under the Workmen's Compensation Law.

House Bill No. 186, An act relating to the limit of compensation under the Workmen's Compensation Law.

House Bill No. 348, An act appropriating money for improvements and equipment at the State Hospital.

House Joint Resolution No. 25, in new draft, Joint resolution in favor of a breakwater at Hampton beach.

House Joint Resolution No. 53, Joint resolution relating to Laconia State School.

House Bill No. 350, An act relating to the state flag and seal.

House Joint Resolution No. 118, Joint resolution in favor of Arthur F. Sturtevant.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 337, An act to provide for a state budget system and financial control.

Read a third time.

The question being,

Shall the bill pass?

(Discussion ensued)

Mr. Small of Rochester moved that the bill be indefinitely postponed and called for a division.

A division being had 44 members voted in the affirmative and 105 members voted in the negative, and a quorum of the House not being present at 3:20 o'clock the House was declared adjourned, the bill going into unfinished business.

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THURSDAY, APRIL 16, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

LETTER FROM SPEAKER

The Clerk read the following letter from the Speaker.

Portsmouth, N. H., April 16, 1931.

MR. LOUIS P. ELKINS,

Concord, N. H.

*Dear Sir:*

I shall be unable to attend the session on Thursday. Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH, *Speaker.*



## LEAVES OF ABSENCE

Messrs. Small of Rochester and Moore of Goffstown were granted leave of absence for the day on account of important business.

Mr. Wilson of Bennington was granted leave of absence for next Tuesday on account of important business.

Mr. Blood of Hudson was granted leave of absence for next Tuesday and Wednesday on account of important business.

## MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions, sent up from the House of Representatives:

House Bill No. 344, An act relating to county jails.

House Joint Resolution No. 30, Joint resolution to provide for additional facilities at the State Hospital.

House Joint Resolution No. 113, Joint resolution for the improvement of the highway from Loudon village over the old stage mail line to Kelley's corner in Gilmanton.

The message further announced that the Senate had voted to concur with the House of Representatives in its amendments to the following entitled bill:

Senate Bill No. 65, An act relating to taxation on motor boats.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asked the concurrence of the House of Representatives:

House Bill No. 295, An act designating a certain highway in the town of Barnstead for state aid improvement.

Amend section 1 of said act by inserting after the words "in the town of Barnstead" in the sixth line, the following words: "except by permission of the highway commissioner"; so that said section as amended shall read:

1. *Designation.* The highway in the town of Barnstead leading from Center Barnstead through South Barnstead to the Strafford town line is hereby designated as the next highway in the town of Barnstead to be improved with state aid. No state aid for highway shall be expended upon other highways in the town of Barnstead, except by permission of the highway commissioner, until the above designated highway shall have been completed; provided, however, that nothing in this act shall be construed to prevent the expenditure of state funds for the improvement of highways already under improvement.

On motion of Mr. Gagne of Somersworth the House concurred in the adoption of the amendments sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message further announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bills, in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 286, An act limiting the taking of raccoon.

Amend section 1 of said bill by inserting after the word "Laws" in the second line the words, "as amended by chapter 152 of the Laws of 1929."

On motion of Mr. Baker of Concord the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 82, An act relating to the redemption of property sold for taxes and deeds given by tax collectors.

Amend section 1 of said bill by striking out the twenty-eighth line and inserting in place thereof the following:

2. *Amendment.* Amend section 31 of said chapter 66 by striking out the words.

Further amend section 1 of said bill by striking out the

thirty-fourth line and inserting in place thereof the following:

3. *Amendment.* Amend section 33 of said chapter 66 by striking out all of said section and inserting.

Further amend section 1 of said bill by inserting after the word "from" in the thirty-sixth line the word, "the."

Further amend section 1 of said bill by striking out the word "his" in the fifty-first line and inserting in place thereof the word, "this."

Further amend section 1 of said bill by striking out the fifty-seventh line and inserting in place thereof the following:

4. *Amendment.* Amend section 39 of said chapter 66 by striking out all of said section and.

Amend section 2 of said bill by renumbering the same 5.

Amend section 3 of said bill by striking out all of said section and inserting in place thereof the following:

6. *Takes Effect.* The provisions of section 3 hereof shall take effect July 1, 1932.

6. *Takes Effect.* This act shall take effect upon its passage except section 3 hereof which shall take effect July 1, 1932.

On motion of Mr. Baker of Concord the House concurred in the adoption of the amendments proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

The message also announced the Senate had passed the following joint resolution, in the passage of which it asked the concurrence of the House of Representatives:

Senate Joint Resolution No. 6, Joint resolution for the permanent improvement of the main highway, known as Derry road, leading from the Haverhill road to the Danville line in the town of Kingston.

#### SENATE JOINT RESOLUTION READ AND REFERRED

Senate Joint Resolution No. 6, Joint resolution for the permanent improvement of the main highway, known as

Derry road, leading from the Haverhill road to the Danville line in the town of Kingston.

Read a first and second time.

Mr. Duncan of Jaffrey moved that the bill be indefinitely postponed.

The question being on the motion of Mr. Duncan of Jaffrey.

(Discussion ensued)

On a *viva voce* vote the motion prevailed

#### RESOLUTION

On motion of Mr. Lee of Concord

*Resolved*, That when the House adjourns this morning it be to meet tomorrow morning at 9:00 o'clock and that when it then adjourns it adjourn to meet on Monday evening at 7:30 o'clock.

#### COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 236, An act relating to bonds of certain town officers.

House Bill No. 344, An act relating to county jails.

House Joint Resolution No. 30, Joint resolution to provide for additional facilities at the state hospital.

House Joint Resolution No. 113, Joint resolution for the improvement of the highway from Loudon village over the old stage mail line to Kelley's corner in Gilmanton.

The report was accepted.

Mr. Emery of Rochester for the Committee on Judiciary to whom was referred House Bill No. 223, An act to dissolve certain corporations, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted and the bill in its new draft read a first and second time.

On motion of Mr. Duncan of Jaffrey the rules were suspended and the printing of the bill dispensed with.

The bill was then ordered to a third reading.

Mr. Burbank of Berlin for the Committee on Judiciary to whom was referred House Bill No. 57, An act to provide for state referees, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Keefe of Dover for the Committee on Judiciary to whom was referred House Bill No. 349, An act relating to attorneys general and solicitors, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred Senate Bill No. 32, An act to regulate the manner of taking deer, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred Senate Bill No. 73, An act disannexing a portion of the town of Canterbury and annexing it to the city of Concord, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

On motion of Mr. Duncan of Jaffrey the rules were suspended and the bill made in order for a third reading by its title at the present time.

The bill was then read a third time and passed and sent to the Secretary of State to be engrossed.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 23, in second

new draft, An act to establish a continuous highway from the East Side trunk line in Newington, then through Newington by way of the Fox Point road from and across Little Bay to Durham to a junction with the New Hampshire College road at Coe's corner in Durham to a junction with the New Hampshire College road at Sawyer's in Dover, reported the same in a second new draft with the recommendation that the bill in its second new draft be laid on the table to be printed and recommitted to the Committee on Appropriations.

The report was accepted, the bill in its second new draft read a first and second time, laid upon the table to be printed and recommitted to the Committee on Appropriations.

Mr. Duncan of Jaffrey moved that the bill be referred to the next legislature and on this motion called for a division.

Mr. Hammond of Concord moved that the bill be laid upon the table.

On motion of Mr. Baker of Concord at 11:35 o'clock the House adjourned.

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FRIDAY, APRIL 17, 1931.

The House met at 9 o'clock according to adjournment.

The following letter was read by the Clerk.

Portsmouth, N. H., April 17, 1931.

MR. ALBERT S. BAKER,  
*Concord, N. H.*

DEAR SIR:

I shall be unable to attend the session on Friday morning. Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. Dame of Concord at 9:05 o'clock the House adjourned.



MONDAY, APRIL 20, 1931.

MR. ROBERT W. PINGREE,  
*Berlin, N. H.*

DEAR SIR:

I shall be unable to attend the session on Monday evening.  
Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. Baker of Concord at 7:35 o'clock the  
House adjourned.

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TUESDAY, APRIL 21, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

## LEAVES OF ABSENCE

Mr. Boisvert of Manchester was granted leave of absence  
for the day on account of illness.

Mr. Dame of Concord was granted leave of absence for  
Wednesday and Thursday on account of important business.

Mrs. Uhlschoeffler of Berlin was granted leave of absence  
for the remainder of the session on account of important  
business.

## COMMITTEE REPORTS

## MR. ELKINS OF CONCORD IN THE CHAIR

Mr. Wilson of Manchester for the Committee on Rules  
reported the following entitled bill, House Bill No. 357, An  
act construing "An act relating to the powers of the school  
district of Hanover" approved April 14, 1931, with the  
recommendation that the bill be referred to the Committee  
on Judiciary.

The report was accepted, the bill read a first and second  
time, laid upon the table to be printed and referred to the  
Committee on Judiciary.

## THE SPEAKER IN THE CHAIR

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 358, An act authorizing the county of Belknap to issue bonds, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 126, A joint resolution for the improvement of the Cherry Mountain and River road in the town of Jefferson, with the recommendation that the joint resolution be referred to the Committee on Public Improvements.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

On motion of Mr. Plumer of Bristol the order whereby the above joint resolution was referred to the Committee on Public Improvements was vacated and the joint resolution referred to the Committee on Appropriations.

Mrs. Hammond of Gilford for the special committee consisting of the delegation from the county of Belknap to whom was referred Senate Bill No. 30, An act establishing commission districts in the county of Belknap, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Hammond of Gilford moved that the rules be suspended and the bill made in order for a third reading at the present time.

The question being on the motion of Mrs. Hammond of Gilford.

(Discussion ensued)

On a *viva voce* vote the motion prevailed.

The bill was then read a third time and passed and sent to the Secretary of State to be engrossed.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred Senate Bill No. 52, An act amending chapter 198 of the Public Laws relating to the setting of steel traps, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend Senate Bill No. 52 by striking out the first section and inserting in place thereof the following:

1. Amend chapter 198 of the Public Laws by adding a new section 232 to follow section 23 and to read as follows: 23a. *Trails, etc.* No person shall set in the counties of Rockingham, Strafford, Carroll, Belknap, Merrimack, Hillsborough, Cheshire or Sullivan any metal trap in any trail, path or runway which is not on tillage land belonging to him or his parent or parents.

The report was accepted.

The question being on the amendment.

Mr. Haynes of Deerfield moved that the bill with the amendment and accompanying report be indefinitely postponed.

The question being on the motion of Mr. Haynes of Deerfield.

(Discussion ensued)

On a *viva voce* vote the motion prevailed.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 163, An act relating to black bear, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out all of said bill after section 2 and inserting in place thereof the following:

3. *Open Season for Taking Black Bear.* Amend chapter 198 of the Public Laws by adding after section 10 the following new sections: 10-a. *Taking.* Bear may be captured or taken after 5 a.m. and before 6 p.m. from October first to December first. 10-b. ———, *Number.* No person shall

take more than one bear in any one season. 10-c. ———, *Manner*. Bear shall not be taken by the use of traps, dead-falls, snares or pits, or in any way except by the use of a rifle or a shotgun loaded with a single ball. 10-d. *Penalty*. Whoever violates any provision of the three preceding sections shall be fined not less than one hundred dollars nor more than two hundred dollars.

4. *Damage by Bears*. Amend section 16 of chapter 197 of the Public Laws by inserting after the word "law" in the second line the words "except black bears" so that said section as amended shall read as follows: 16. *Notice*. A person who suffers loss or damage to annual crops or fruit trees by game birds or game quadrupeds protected by law, except black bears, may, on or before April fifteenth of any year, and later within the discretion of the fish and game commissioner, notify the commissioner in writing of any loss or damage so suffered during the twelve months preceding.

5. ———. Amend said chapter 197 by adding after section 16 the following new section: 16-a. *Bears*. A person who can prove that he has suffered loss or damage to sheep or cattle by a bear or bears may within three days of suffering such loss or damage notify the commissioner in writing of any loss or damage so suffered.

6. *Amendment*. Amend section 21 of said chapter 197 by inserting after the word "trees" in the third line the words "or a bear which he can prove was in the act of doing actual or substantial damage or injury to sheep or cattle," so that said section as amended shall read as follows: 21. *Killing Deer or Bears*. A person may pursue, wound or kill on land owned or occupied by him a deer which he can prove was in the act of doing actual and substantial damage or injury to a crop or fruit trees, or a bear which he can prove was in the act of doing actual or substantial damage or injury to sheep or cattle, and he may authorize a member of his family or a person employed by him to do so.

7. *Amendment*. Amend section 22 of said chapter 197 by inserting after the word "deer," where it occurs in the

second and fourth lines, the words, "or bear," and by striking out the words "of crop destroyed by the deer" in the sixth line and inserting in place thereof the words, "of damage to crops, sheep or cattle so destroyed," so that said section as amended shall read as follows: 22. *Report of Killing.* The person by whom or under whose direction a deer or bear is so wounded or killed shall within six hours report all facts relative to such wounding or killing, in writing signed by him, to the nearest fish and game warden in the county or town in which the deer or bear was so wounded or killed. Such report shall state the time and place of wounding or killing and the amount of damage to crops, sheep or cattle so destroyed.

8. *Amendment.* Amend section 23 of said chapter 197 by striking out said section and inserting in place thereof the following: 23. *Investigation.* The fish and game warden who receives such notice shall immediately investigate the case and satisfy himself whether the deer or bear has been wounded or killed in accordance herewith. In the case of notice of wounding or killing a bear such investigation shall be made within twenty-four hours of such notice.

9. *Amendment.* Amend section 24 of said chapter 197 by striking out said section and inserting in place thereof the following: 24. *Penalty.* Whoever violates a provision of section 22 shall be fined not less than one hundred dollars nor more than two hundred dollars.

10. *Amendment.* Amend section 25 of said chapter 197 by inserting after the word "deer" in the first line the words, "or bear," by striking out the word "or" in the second line and inserting in place thereof a comma, and by inserting after the word "trees" in the second line the words "sheep or cattle," so that said section as amended shall read as follows: 25. *Title to Deer and Bear.* Any deer or bear killed or wounded under the foregoing provisions shall become the property of the person whose crops, trees, sheep or cattle have been damaged.

11. *Application of Laws.* The provisions of sections 17 and 20, inclusive of chapter 197 of the Public Laws shall

apply to claims for damage by bears as provided by this act.

12. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted.

The reading of the amendment having commenced on motion of Mr. DuBois of Concord the further reading was dispensed with.

The question being on the amendment.

On a *viva voce* vote the amendment was not adopted.

Mr. Shaw of Chichester called for another *viva voce* vote.

Mr. Blandin of Bath called for a reading of the amendment.

The amendment was read in full.

The question being on the amendment.

(Discussion ensued)

Mr. Adams of Londonderry moved that the bill with the amendment and the accompanying report be indefinitely postponed.

The question being on the motion of Mr. Adams of Londonderry.

(Discussion ensued)

Mr. Corson of Rochester moved the previous question.

The question being.

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the motion of Mr. Adams of Londonderry.

On a *viva voce* vote the motion prevailed and the bill was indefinitely postponed.

#### UNFINISHED BUSINESS

Mr. Carter of Nashua called for the unfinished business, House Bill No. 337, An act to provide for a state budget system and financial control.

The question being,

Shall the bill be indefinitely postponed.

(Discussion ensued)

Mr. Cole of Derry moved the previous question.



The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being,

Shall the bill be indefinitely postponed?

A division having been called for was taken.

104 members voted in the affirmative and 219 members voted in the negative and the motion to indefinitely postponed did not prevail.

On motion of Mr. Carter of Nashua the rules were suspended and the bill made in order for a third reading at the present time.

On motion of Mr. Callahan of Keene the rules were further suspended and the third reading of the bill by its title made in order.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Dudley of Exeter called for the unfinished business.

House Bill No. 63, An act giving certain liens to physicians and hospitals.

The question being,

Shall the report of the minority that the bill ought to pass with amendments be substituted for the report of the majority that it is inexpedient to legislate? with the previous question ordered.

On a *viva voce* vote the motion did not prevail.

The question being on the resolution reported by the committee that it is inexpedient to legislate.

On a *viva voce* vote the resolution was adopted.

#### COMMITTEE REPORT

On motion of Mr. Carter of Nashua the rules were suspended to allow of the presentation of a report from a committee which had not previously been advertised in the journal.

Mr. Carter of Nashua for the Committee on Rules reported the following entitled joint resolution: House Joint Resolution No. 127, A joint resolution for the investigation

of county affairs, reported the same with the recommendation that the Joint Resolution be referred to Committee on Appropriations.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Lee of Concord called for a division.

(Discussion ensued)

Mr. Lee of Concord moved that the joint resolution be indefinitely postponed.

The Speaker ruled the motion not in order.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions, sent up from the House of Representatives:

House Bill No. 37 (In new draft and new title), An act providing a special fund for the rehabilitation of treasury balances and the retirement of state indebtedness.

House Bill No. 227, An act to assess an estate tax on estates subject to taxation under the laws of the United States.

House Bill No. 296, An act amending the "Municipal Bonds Statute."

House Bill No. 300, An act relating to institutional exemptions.

House Bill No. 326, An act authorizing the town of Salem to issue bonds or notes to refund temporary notes.

House Bill No. 339, An act relating to conditional pardons.

House Bill No. 343, An act authorizing the town of Haverhill to issue refunding bonds.

House Bill No. 345, An act relating to the liability of towns as to highways discontinued subject to gates and bars.

House Joint Resolution No. 101, Joint resolution in favor of the New Hampshire Soldiers' Home.

House Joint Resolution No. 119, Joint resolution for the

improvement of a farm to market road in the town of Lyndeborough.

The message further announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

House Bill No. 62 (In new draft and new title), An act establishing a board of adjustment for certain small claims arising from the negligent operation of motor vehicles.

The message further announced that the Senate had voted to concur with the House of Representatives in its adoption of the amendment offered by the Committee on Engrossed Bills to the following entitled bill:

House Bill No. 41, An act relating to bonds of county officers.

The message further announced that the Senate acceded to the request of the House of Representatives for a Committee of Conference on House Bill No. 64, An act relating to the salaries of county solicitors, and the President has appointed as members of such committee Senators George and Gerlach.

The message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills in Senate new draft and title in which new draft and title the Senate asked the concurrence of the House of Representatives:

House Bill No. 234, An act in amendment of the charter of the Granite State Fire Insurance Company, authorizing said company to insure against earthquakes.

House Bill No. 270, An act in amendment of the charter of the New Hampshire Fire Insurance Company, authorizing said company to insure against earthquakes.

The message also announced that the Senate had passed bills with the following titles, in the passage of which it asks the concurrence of the House of Representatives:

Senate Bill No. 85, An act allowing fly fishing only in Moody pond in the town of Weare.

Senate Bill No. 90, An act relative to laying out highways

to public waters and to changes in the route of state and trunk line highways.

Senate Bill No. 93, An act relating to the taking of smelt.

Senate Bill No. 94, An act to prohibit stocking.

#### SENATE BILLS READ AND REFERRED

House Bill No. 270, in Senate new draft and new title, An act in amendment of the charter of the New Hampshire Fire Insurance Company and authorizing said company to insure against earthquakes; also from theft or other casualty in connection with the use of registered mail.

House Bill No. 234, in Senate new draft and new title, An act in amendment of the charter of the Granite State Fire Insurance Company and authorizing said company to insure against earthquakes; also against the risks of bombardment and strikes.

Severally read a first and second time and referred to the Committee on Insurance.

Senate Bill No. 85, An act allowing fly fishing only in Moody pond in the town of Weare.

Senate Bill No. 93, An act relating to the taking of smelt.

Senate Bill No. 94, An act to prohibit stocking.

Severally read a first and second time and referred to the Committee on Fisheries and Game.

Senate Bill No. 90, An act relative to laying out highways to public waters and to changes in the route of state and trunk line highways.

Read a first and second time and referred to the Committee on Judiciary.

#### BILL FORWARDED

House Bill No. 293, An act relating to the deposit of county and town funds.

Taken from the table and ordered to a third reading.

#### RESOLUTION

On motion of Mr. Johnson of Antrim.

*Resolved*, that we, the members of the House of Repre-

sentatives, pledge ourselves to attend all sessions of the House, both morning and afternoon, unless excused by the Speaker or by vote of the House.

That we adopt as our slogan the following:

"We are the Legislators of Nineteen hundred thirty-one,  
We will stick to the job until our work is done."

On motion of Mr. Thayer of Haverhill at 1:09 the House adjourned.

### AFTERNOON

The House met at 3 o'clock.

### THIRD READINGS

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles made in order.

House Bill No. 223, An act to dissolve certain corporations.

House Bill No. 293, An act relating to the deposits of county and town funds.

Severally read a third time and passed and sent to the Senate for concurrence.

### COMMITTEE REPORT

On motion of Mr. Carter of Nashua the rules were suspended to allow of the presentation of a report from a committee which had not previously been advertised in the journal.

Mr. Carter of Nashua for the Committee on Rules reported the following entitled Bill, House Bill No. 359, An act fixing the dates of the expirations of terms of office of the state board of education, with the recommendation that the bill be referred to the Committee on Education.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Education.

On motion of Mr. Beane of Newington at 3:10 the House adjourned.

## WEDNESDAY, APRIL 22, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplin.

## LEAVES OF ABSENCE

Messrs. Emery of Stark, Maynard of Manchester, Ferron of Franklin and Edgerly of Laconia were granted leave of absence for the remainder of the week on account of important business.

Mr. Bickford of Manchester was granted leave of absence for the remainder of the week on account of important business.

Mr. Priest of Nelson was granted leave of absence for the week on account of illness.

Mr. Whitehead of Dover was granted leave of absence for the remainder of the session on account of sickness.

Mr. Harris of Littleton was granted leave of absence for the day on account of sickness.

Mr. Brunelle of Haverhill was granted leave of absence for the day on account of important business.

## COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 73, An act disannexing a portion of the town of Canterbury and annexing it to the city of Concord.

Senate Bill No. 83, An act legalizing the proceedings of the annual town meeting held in the town of Milford on March 10, 1931.

House Bill No. 81, An act relating to the abatement of state tax on account of public forest lands.

House Bill No. 82, An act relating to the redemption of property sold for taxes and deeds given by tax collectors.

House Bill No. 221, An act relating to the salary of the mayor of Somersworth.



House Bill No. 286, An act limiting the taking of raccoon.

House Bill No. 295, An act designating a certain highway in the town of Barnstead for state aid improvement.

House Bill No. 296, An act amending the municipal bonds statute.

House Bill No. 319, An act authorizing the city of Dover to provide pensions for school teachers.

House Bill No. 324, An act constituting a permanent state agency entitled New Hampshire Shore and Beach Preservation and Development Commission.

House Bill No. 326, An act authorizing the town of Salem to issue bonds or notes to refund temporary notes.

House Bill No. 339, An act relating to conditional pardons.

House Bill No. 343, An act authorizing the town of Haverhill to issue refunding bonds.

House Joint Resolution No. 7, Joint resolution for the reconditioning of a farm to market highway in the town of Barrington.

House Joint Resolution No. 56, Joint resolution in favor of George F. Chamberlain, of St. Johnsbury, Vermont.

The report was accepted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 79, An act relating to the Public Service Commission, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 91, An act relating to the salary of the commissioner of motor vehicles, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 226, An act to provide for the construction and equipment of a state

armory in the town of Claremont, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 260, An act relating to the term of office and salary of the insurance commissioner, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Small of Rochester moved to amend the recommendation by striking out the words "ought to pass" and substituting therefore the words "inexpedient to legislate."

The question being on the motion of Mr. Small of Rochester.

(Discussion ensued)

Mr. Pingree of Berlin moved the previous question.

The question being

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the motion of Mr. Small of Rochester.

Mr. Small of Rochester called for a division.

A division being had 41 members voted in the affirmative and 241 members voted in the negative and the amendment was not adopted.

The bill was then ordered to a third reading.

On motion of Mr. McGreal of Somersworth the rules were suspended and the bill made in order for a third reading by its title at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 122, A joint resolution in favor of Wallace Fendall, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by changing the period at the end

of said resolution to a comma and by adding the following: "and the governor is hereby authorized to draw his warrant for the same out of any money in the treasury not otherwise appropriated," so that said resolution as amended shall read as follows:

That the sum of fifty dollars (\$50.) be and the same is hereby appropriated in favor of Wallace Fendall to be paid to reimburse him for expenses and losses sustained by him as a result of his automobile being run into by a truck belonging to the State Industrial School on Jan. 16, 1926, in the city of Manchester, and the governor is hereby authorized to draw his warrant for the same out of any money in the treasury not otherwise appropriated.

The report was accepted the amendment adopted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations, to whom was referred House Joint Resolution No. 123, A joint resolution in favor of Sibley Oil Company, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 124, A joint resolution in favor of Mrs. Amedee Cote, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred Senate Joint Resolution No. 5, A joint resolution for the improvement of the state road leading from Nottingham line to Newmarket line in the town of Lee, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Gibson of Conway for the Committee on Claims to

whom was referred House Joint Resolution No. 125, A joint resolution in favor of Mrs. Irene L. Ravenelle, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 355, An act relating to fish and game commissioner and wardens, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

On motion of Mr. Duncan of Jaffrey the vote whereby the bill was ordered to a third reading was rescinded.

The bill was then referred to the Committee on Appropriations.

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred House Bill No. 333, An act for the apportionment of representation in the House of Representatives, and repealing chapter 116, Laws of 1921, reported the same in a new draft and with a new title with the recommendation that the bill in its new draft and with its new title ought to pass.

The report was accepted and the bill in its new draft read a first and second time.

Mr. Wilson of Manchester moved that the rules be suspended, the printing of the bill in its new draft dispensed with and the bill made in order for a third reading by its title at the present time.

The question being on the motion of Mr. Wilson of Manchester.

(Discussion ensued)

On a *viva voce* vote the motion prevailed.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Winslow of Nashua for the special committee consisting of the delegation from the city of Nashua to whom

was referred House Bill No. 35, An act in relation to the salary of the justice of the municipal court of Nashua reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 19, in new draft and new title, An act creating within the office of the attorney general a bureau of criminal apprehension and identification and giving examiners of the motor vehicle department powers of constables throughout the state, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

Mr. Emery of Rochester moved that the words "ought to pass" be substituted for the words "inexpedient to legislate."

The question being on the motion of Mr. Emery of Rochester.

(Discussion ensued)

Mr. Price of Lisbon moved the previous question.

The question being

Shall the main question now be put.

On a *viva voce* vote the previous question was ordered.

The question being on the motion of Mr. Emery of Rochester.

Mr. Emery of Rochester called for a division.

A division being had 132 members voted in the affirmative and 163 members voted in the negative and the motion to substitute did not prevail.

The question being on the resolution reported by the committee that it is inexpedient to legislate.

On a *viva voce* vote the resolution was adopted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 23 (in second new draft), An act to establish a continuous highway from the East Side trunk line in Newington, then through New-

ington by way of the Fox Point road from and across Little Bay to Durham to a junction with the New Hampshire College road at Coe's corner in Durham to a junction with the New Hampshire College road at Sawyer's in Dover, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend paragraph III of section 5 of said bill by changing the period to a comma in line four and inserting the following: "for the highway approaches thereto," so that said paragraph III as amended shall read as follows: "III. Not exceeding the balance of said appropriation and the total amount of tolls collected from the said Dover Point toll bridge and applied in payment of notes issued in payment of the purchase price thereof prior to the opening for public use of the said bridge described in section 1 of this act, for the highway approaches thereto.

It shall be a condition precedent to any expenditure hereunder that contracts or agreements shall be first executed for the purchase of said Dover Point toll bridge and for the construction of the bridge with the necessary abutments and piers within the respective amounts provided in paragraphs I and II."

Amend section 10 of said bill by changing the period to a comma in line four and by adding the following: "but in case of discontinuance, they shall provide a highway and bridge across the Bellamy river connecting Dover Point and the highway described in section 1 of this act," so that said section as amended shall read as follows:

"10. ———. In event toll received for the Dover Point toll bridge shall be insufficient to pay the operating expenses and upkeep of said bridge and its approaches the commission, after notice and hearing, may discontinue its use as a means of public travel, but in case of discontinuance, they shall provide a highway and bridge across the Bellamy river connecting Dover Point and the highway described in section 1 of this act."

The report was accepted.



The question being on the amendments.

(Discussion ensued)

Mr. Dudley of Exeter moved that the bill and accompanying report be referred to the next legislature.

The question being on the motion of Mr. Dudley of Exeter.

(Discussion ensued)

Mr. Carter of Nashua moved the previous question.

The question being:

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the motion of Mr. Dudley of Exeter.

On a *viva voce* vote the motion did not prevail.

Mr. Dudley of Exeter called for a division.

Mr. Keefe of Dover demanded the yeas and nays and the roll was called with the following result.

#### YEAS, 173

ROCKINGHAM COUNTY: Lake, Palmer of Candia, Colby of Chester, Bailey, Beane of East Kingston, Wright, Cilley, Conner, Dudley, Jones of Fremont, Bartlett of Kingston, Walker, Seavey, Carmichael, Prescott, Whittier, Pickens.

STRAFFORD COUNTY: Colcord, Swan, Crockett, Gouin, Martin, Keefe, Durnin, Tuttle, Willson of Farmington, Chamberlain, Ricker, Twombly, Meader, Lacasse, Doe of Rollinsford, Doe of Somersworth, Gagne, Houle, McGreal, McGuinness, Durgin.

BELKNAP COUNTY: Schultz, Bridges, Guay, Merrill of Laconia.

CARROLL COUNTY: Donahue, Berry, Shirley, Lawless, Goss, Merryfield, Evans.

MERRIMACK COUNTY: Desmarais, Welch, Trow, Wells of Danbury, Haselton, Brown of Epsom, Hebert, Head, Woodeson, Caveney, Saltmarsh, Veroneau of Pembroke, Gilman, Hazen, Miner, Langley.

HILLSBOROUGH COUNTY: Wilson of Bennington, Chandler of Francestown, Moore of Goffstown, Phelps, Charois, Fogg, Wilson of Hollis, Legallee, Greer, Robbins, Boisvert of

Manchester Ward 3, Castles, Dwyer, Sheehan, Willett, Creighton, Eagan, Griffin of Manchester, Jennings of Manchester Ward 5, O'Brien, Trinity, Carr, Currier of Manchester, Foley, Healy of Manchester Ward 7, Horan, McQueeney, O'Malley, Ryan, Burke, Cote of Manchester, Duda, Healy of Manchester Ward 8, Langton, Foster of Manchester, McBride, Leclerc, Barry of Manchester, Clear, Jennings of Manchester Ward 11, O'Leary, Roukey, Caron, Drouin, Gauthier, Letendre of Manchester, Marcotte, Guimond, Carter of Merrimack, Bruce, Howison, Weston, Boilard, Letendre of Nashua, Hogan of Nashua, Sweeney, Lindquist, Bouthillier, Brodeur, Couturier, Keenan, Grant.

CHESHIRE COUNTY: Chickering of Chesterfield, Firmin, Russell, Duncan, Fitzgerald, Callahan, Keating, Knowlton, Robertson, Gates, Duffy, Wellman, Ayer, Rice, Dickinson of Swanzy, Clark, Jennison.

SULLIVAN COUNTY: Hamlin of Charlestown, Leahy, Turner of Claremont, Dandrow, Barry of Newport, Reed of Newport, Ward of Plainfield, Osborne, Reed of Unity.

GRAFTON COUNTY: Huckins, Blandin, Sanborn of Enfield, Wells, Stearns, Frazer, Eastman, Wakefield, Stewart, Colby of Wentworth.

COOS COUNTY: Barden, Smith of Berlin, Palmer of Berlin, Oleson, Gagne, Leopold of Berlin, Gagne, Marie A. of Berlin, Myler, Chapell, Judd. Elliott.

#### NAYS, 182

ROCKINGHAM COUNTY: Griffin of Auburn, Cheney, Haynes, Cole, Currier of Derry, Moody of Derry, Moody of Greenland, Emerson, Adams of Hampton, Adams of Londonderry, Yeaton of Newcastle, Herlihy, Beane of Newington, Filion, Grandmaison, Giles, Fredrickson, Hodgdon of Portsmouth Ward 1, Philbrick, Hodgdon of Portsmouth Ward 2, Pray, Yeaton of Portsmouth, Cogan, McNeil, Adams of Portsmouth, Rose, Marden, Davis, Turner of Salem, Jewell.

STRAFFORD COUNTY: Wentworth, Churchill, Layn, Jones of Dover, Henderson, Fernald, Knox, Corson, Small.

BELKNAP COUNTY: Varney, Little, Friend, Nichols, Hammond of Gilford, Page, Wiley, Young of Laconia, Flanders, Quimby of Laconia, Neal, Plastridge, Wallis, Gile, Sanborn of Tilton.

CARROLL COUNTY: Gibson, Towle, Gale, Nickerson, Winkley, Edgerly of Tuftonboro, Sanborn of Wakefield, Clow, Thompson.

MERRIMACK COUNTY: Warriner, Hirtle, Shaw, Hardy, Veroneau of Concord, Maxner, Lindgren, DuBois, Elkins, Blake, Dame, Bean of Concord, Sturtevant, Freeman, Matson, Lee, Ahern, Coates, Fowler of Franklin, Prince, Young of Franklin, Cogswell, Catlin, Burns, Sleeper, Powers, Lamson, Perkins of Pittsfield, Fellows.

HILLSBOROUGH COUNTY: Wilkins, Johnson, Holbrook, Boynton, Glading, Reid of Litchfield, Holt, Wilson of Manchester, Bartlett of Manchester, Hammond of Manchester, Hopkins, Story, Lamb of Manchester Ward 4, Milnes, Worthen, Stanley, Remillard, Woods, Carter of Nashua, Winslow, Reed of Nashua, Papachristos, Newton, Barr, Currier of Pelham, Cummings, Foster of Wilton.

CESHIRE COUNTY: Moore of Alstead, Smith of Hinsdale, Jones of Keene, Ward of Marlborough, Dickinson of Richmond, Baker of Roxbury, Chickering of Walpole, Burbank of Winchester.

SULLIVAN COUNTY: Kemp, Colby of Claremont, Dow, Fitch, Putnam, Warner, Whitcomb, Quimby of Cornish, Hudson, Rowell, Fowler of Washington.

GRAFTON COUNTY: Plumer of Alexandria, Plumer of Bristol, Smith of Campton, Webster, Gage, Guyer, Hunter, Brunelle, Thayer, Marden, Chandler of Landaff, Eaton, Ross, Merrill of Lisbon, Price, Lyster, Lytle, Simpson, Perkins of Lyme, Renfrew, Metcalf, Bell of Plymouth, Merrill of Thornton, Little, Keniston.

COOS COUNTY: Bell of Berlin, Pingree, Studd, Brungot, Burbank, of Berlin, Thompson, Dickson, Ramsay, Parkhurst, Frye, Hamlin of Gorham, Morrison, Leith, Hancock, Brown of Northumberland, Marshall, Allen, Hutchins, Pratt.

## PAIRS

Mr. Emery of Rochester voting yes paired with Mrs. Morris of Lancaster voting no.

Mr. Baker of Concord voting no paired with Miss Greenfield of Rochester voting yes.

Mr. Kelley of Concord voting no paired with Mr. Drake of Lebanon voting yes.  
and the motion did not prevail.

Mr. Pingree of Berlin gave notice that on tomorrow or some subsequent day he would move to reconsider the vote whereby the House refused to refer the bill to the next Legislature.

On a *viva voce* vote the amendments were adopted.

The bill was then ordered to a third reading.

On motion of Mr. Small of Rochester at 1:59 o'clock the House took a recess for one hour.

## AFTER RECESS

## COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills to whom was referred Senate Bill No. 30, An act establishing commissioner districts in the county of Belknap, reported the same under Joint Rule No. 6, with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Districts Established.* Amend chapter 36 of the Public Laws by adding after section 15, as inserted by chapter 142 of the Laws of 1929, the following new sections:  
16. *County Commissioner Districts.* For the purpose of the election of the county commissioners in Belknap county said county shall be divided into three districts as follows: district 1, wards 1 to 6 inclusive in the city of Laconia; district 2, the towns of Center Harbor, Meredith, New Hampton, Sanbornton and Tilton; and district 3, the towns of Belmont, Gilmanton, Barnstead, Alton and Gilford.

17. *Eligibility.* No person shall be eligible to be a candidate for county commissioner except from the district in which he is a resident. 18. *Voting and Election.* The inhabitants of said county may vote for not more than one candidate from each district, and the candidate receiving the highest number of votes in any one district shall be elected county commissioner from that district.

On motion of Mr. Small of Rochester the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Senate for concurrence in the adoption of the amendment.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 360, An act providing for library and additional dormitory accommodations at the Plymouth Normal School, with the recommendation that the bill be referred to the Committee on Appropriations.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 94, A joint resolution providing for library and additional dormitory accommodations at the Plymouth Normal School, reported the same with the following resolution:

*Resolved,* That it is inexpedient to legislate, subject matter covered by a House bill.

The report was accepted and the resolution of the committee adopted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred Senate Bill No. 74, An act to provide for an improved highway from the Dartmouth College road in Newport to the Connecticut river in the town of Cornish, reported the same with the following resolution:

*Resolved,* That it is inexpedient to legislate, subject matter being covered by existing law.

The report was accepted and the resolution of the committee adopted.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred Senate Bill No. 34, in new draft, An act providing for a personnel board for the selection of fish and game wardens, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 353, An act to establish a state aid road from Merrill's corner in the town of Farmington to route No. 104 at Meaderboro corner in Rochester, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate, subject matter covered by existing law.

The report was accepted and the resolution of the committee adopted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 338, An act authorizing the issue of certain bonds or notes, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Baker of Concord for the Committee on Conference to whom was referred House Bill No. 64, An act relating to the salaries of county solicitors, reported the same with the recommendation that the Senate recede from its position in adopting the Senate amendment and concur with the House in passage of the bill.

The report was accepted,

On motion of Mr. Small of Rochester the rules were suspended to allow of the presentation of a report from a committee which had not previously been advertised in the journal.

Mr. Wilson of Manchester for the Committee on Rules



reported the following entitled bill, House Bill No. 361, An act relative to New London school district, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted and the bill read a first and second time.

On motion of Mr. Small of Rochester the rules were suspended, the printing of the bill and reference to a committee was dispensed with and the bill made in order for a third reading at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Cilley of Exeter the rules were suspended to allow for the presentation of reports from a committee which had not previously been advertised in the journal.

Mr. Sheehan of Manchester for the Committee on Insurance to whom was referred House Bill No. 234, in Senate new draft and new title, An act in amendment of the charter of the Granite State Fire Insurance Company and authorizing said company to insure against earthquakes; also against the risk of bombardment and strikes, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Sheehan of Manchester for the Committee on Insurance to whom was referred House Bill No. 270, in Senate new draft and new title, An act in amendment of the charter of the New Hampshire Fire Insurance Company and authorizing said company to insure against earthquakes; also from theft or other casualty in connection with the use of registered mail, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

On motion of Mr. Carter of Nashua the rules were suspended to allow for the presentation of reports from a com-

mittee which had not previously been advertised in the journal.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 362, An act authorizing the town of Northumberland to take advantage of the special appropriation for road construction, with the recommendation that the bill be referred to the Committee on Appropriations.

This report was accepted and the bill read a first and second time.

On motion of Mr. Carter of Nashua the printing of the bill and its reference to a committee was dispensed with and the bill made in order for a third reading at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 363, An act appropriating funds to provide against an unemployment emergency at the state prison, with the recommendation that the bill be referred to the Committee on Appropriations.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 128, A joint resolution authorizing a commission to provide for representation of the state at the Century of Progress, with the recommendation that the joint resolution be referred to the Committee on Appropriations.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

On motion of Mr. Dickinson of Swanzey the rules were suspended to allow of the presentation of reports from a committee which had not previously been advertised in the journal.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 364,

An act making appropriation for the expenses of the state of New Hampshire for the year ending June 30, 1932, with the recommendation that the bill be referred to the Committee on Appropriations.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 365, An act making appropriation for the expenses of the state of New Hampshire for the year ending June 30, 1933, with the recommendation that the bill be referred to the Committee on Appropriations.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred Senate Bill No. 44, An act relating to the taking of deer, reported the same with the following amendments, and the recommendations that the bill as amended ought to pass.

Amend section 1 of said bill by inserting in line 7 after the word "Coos" the following, "except the towns of Dalton, Carroll and Whitefield,"; further amend by inserting in line 9 after the word "Grafton" the following "and the towns of Dalton, Carroll and Whitefield in the county of Coos"; further amend by striking out the period in the last line and inserting the following "in the counties of Rockingham, Hillsborough, Cheshire, Sullivan, Merrimaack, Strafford and Belknap," so that said section as amended shall read:

1. *Deer.* Amend section 2, chapter 198 of the Public Laws, as amended by chapter 55 of the Laws of 1927, by striking out said section and inserting in place thereof the following: 2. *Taking Time.* Male deer may be captured or taken after 6:00 a.m. and before 5:00 p.m. as follows: In the country of Coos, except the towns of Dalton, Carroll and Whitefield, from October fifteenth to December first; in the county of Grafton and the towns of Dalton, Carroll and

Whitefield in the county of Coos from November first to December sixteenth; in the county of Carroll from November fifteenth to December sixteenth; in the counties of Rockingham, Hillsborough, Cheshire, Sullivan, Merrimack, Strafford and Belknap from December first to December sixteenth. There shall be no open season for female deer in the counties of Rockingham, Hillsborough, Cheshire, Sullivan, Merrimack, Strafford and Belknap.

The report was accepted.

The question being on the amendments:

On motion of Mr. McGreal of Somersworth the bill was laid upon the table.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had voted to sustain the veto of His Excellency the Governor of the following entitled bill:

Senate Bill No. 60, entitled "An act relating to assignments for the benefit of creditors."

The message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 201, An act relating to observance on the Lord's Day.

House Bill No. 320, An act relating to the liability of towns for damages happening in the use of highways.

The message also announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 82, An act relating to registration of motor vehicle repairers.

Senate Bill No. 89, An act relating to motor vehicles used as common carriers.

Senate Bill No. 91, An act empowering the city of Laconia to purchase the Laconia Water Works.

## SENATE BILLS READ AND REFERRED

Senate Bill No. 82, An act relating to registration of motor vehicle repairers.

Senate Bill No. 89, An act relating to motor vehicles used as common carriers.

Severally read a first and second time and referred to the Committee on Revision of the Statutes.

Senate Bill No. 91, An act empowering the city of Laconia to purchase the Laconia Water Works.

Read a first and second time and referred to the Committee on Judiciary.

On motion of Mr. Guay of Laconia the order referring the above bill to the Committee on Judiciary was vacated and the bill referred to a special committee consisting of the delegation from the city of Laconia.

On motion of Mr. Baker of Concord at 3:30 o'clock the House adjourned.

## AFTERNOON

The House was immediately called to order in afternoon session.

## THIRD READINGS

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 35, An act in relation to the salary of the justice of the municipal court of Nashua.

House Bill No. 79, An act relating to the Public Service Commission.

House Bill No. 91, An act relating to the salary of the commissioner of motor vehicles.

House Bill No. 226, An act to provide for the construction and equipment of a state armory in the town of Claremont.

House Joint Resolution No. 122, Joint resolution in favor of Wallace Fendall.

House Joint Resolution No. 123, Joint resolution in favor of Sibley Oil Company.

House Joint Resolution No. 124, Joint resolution in favor of Mrs. Amedee Cote.

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Joint Resolution No. 5, Joint resolution for the improvement of the state road leading from Nottingham line to Newmarket line in the town of Lee.

House Bill No. 234 (in Senate new draft and title), An act in amendment of the charter of the Granite State Fire Insurance Company and authorizing said company to insure against earthquakes; also against the risks of bombardment and strikes.

House Bill No. 270 (in Senate new draft and title), An act in amendment of the charter of the New Hampshire Fire Insurance Company and authorizing said company to insure against earthquakes; also from theft or other casualty in connection with the use of registered mail.

Severally read a third time and passed and sent to the Secretary of State to be engrossed.

House Bill No. 23 (in second new draft), An act to establish a continuous highway from the East Side trunk line in Newington, then through Newington by way of the Fox Point road from and across Little bay to Durham to a junction with the New Hampshire College road at Coe's corner in Durham to a junction with the New Hampshire College road at Sawyer's in Dover.

Read a third time.

The question being

Shall the bill pass?

(Discussion ensued)

Mr. Keefe of Dover moved that the bill be indefinitely postponed and called for a division.

(Discussion ensued)

A division being had 68 members voted in the affirmative and 121 members voted in the negative and less than two thirds of the members elected not being present and voting and less than two thirds of those voting having voted either



in the affirmative or the negative no valid action was taken and the bill went into unfinished business.

On motion of Mr. Small of Rochester, the House took a recess at 3:45 o'clock.

#### AFTER RECESS

On motion of Mr. Elkins of Concord, at 3:50 o'clock the House adjourned.

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THURSDAY, APRIL 23, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

#### LEAVES OF ABSENCE

Messrs. Stanley of Manchester, Towle of Freedom, Winkley of Ossipee and Greenfield of Rochester were granted leave of absence for the day on account of important business.

#### COMMITTEE REPORTS

On motion of Mr. Dickinson of Swanzey the rules were suspended to allow of the presentation of two committee reports which had not previously been advertised in the journal.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 364, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1932, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

On motion of Mr. Dickinson of Swanzey the rules were suspended and the bill made in order for a third reading by its title at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 365, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1933, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

The question being shall the bill be read a third time?

(Discussion ensued)

On a *viva voce* vote the bill was ordered to a third reading.

On motion of Mr. Dickinson of Swanzey the rules were suspended and the bill made in order for a third reading by its title at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Hutchins of Stratford for the Committee on Judiciary to whom was referred Senate Bill No. 75, An act amending chapter 238 of the Public Laws relating to proceedings before the Public Service Commission, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend Senate Bill No. 75 by striking out the title and inserting in place thereof the following new title, "An act relating to proceedings before the Public Service Commission."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

On motion of Mr. Duncan of Jaffrey the rules were suspended and the bill made in order for a third reading by its title at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 68, An act to provide for the construction and equipment of a dormitory for male employees at the state hospital, reported the same

in a new draft and with a new title with the recommendation that the bill in its new draft and with its new title ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

On motion of Mr. Dickinson of Swanzev the rules were suspended, the printing of the bill dispensed with and the bill made in order for a third reading by its title at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 41, An act relating to bonds of county officers.

House Bill No. 320, An act relating to the liability of towns for damages happening in the use of highways.

House Bill No. 345, An act relating to the liability of towns as to highways heretofore discontinued subject to gates and bars.

House Joint Resolution No. 101, Joint resolution in favor of the New Hampshire Soldiers' Home.

House Joint Resolution No. 119, Joint resolution for the improvement of a farm to market road in the town of Lyndeborough.

The report was accepted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 360, An act providing for library and additional dormitory accommodations at the Plymouth Normal School, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mrs. Charois of Greenville for the Committee on Coast-wise Improvements to whom was referred Senate Bill No. 77, An act relative to the Ocean boulevard, reported the

same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the preamble of said bill by striking out in lines 4 and 5 the words "and by the town of Hampton" so that said preamble shall read as follows:

Whereas the State of New Hampshire, by authority of chapter 89 of the Laws of 1899 and subsequent acts, has constructed a highway along the coast of the state known as the Ocean boulevard; and

Whereas certain adverse claims have been made by various persons affecting the ownership of land and the extent of said boulevard, which claims are much complicated by the action of the ocean upon said coast line and said boulevard; now therefore

The report was accepted, the amendment adopted and the bill referred to the Committee on Appropriations under the rules.

Mr. Leahy of Claremont for the Committee on Judiciary to whom was referred House Bill No. 354, An act authorizing the Public Service Commission to permit seasonal suspension of steam railroad service between Wing Road and Fabyan, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Winslow of Nashua for the Committee on Judiciary to whom was referred Senate Bill No. 3, An act providing for assistance to aged and dependent persons, reported the same in a new draft and with a new title with the recommendation that the bill in its new draft and with its new title be recommitted to the Committee on Judiciary.

The report was accepted, the bill in its new draft read a first and second time, laid upon the table to be printed and recommitted to the Committee on Judiciary.

Mr. Dudley of Exeter for the Committee on Judiciary to whom was referred House Bill No. 139, An act defining the effect of a public wrong in a private action, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Leahy of Claremont for the Committee on Judiciary to whom was referred House Bill No. 356, An act relating to testamentary or other trusts, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dudley of Exeter for the Committee on Judiciary to whom was referred House Joint Resolution No. 61, in new draft, A joint resolution relating to the outlet of Crescent lake in the towns of Acworth and Unity, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

#### RESOLUTION

Mr. Cilley of Exeter offered the following:

WHEREAS all passenger trains of the Boston and Maine railroad will run on a schedule advanced one hour effective on and after April 26, be it hereby

*Resolved*, That the House of Representatives meet on working days at 10 o'clock for the morning session and two o'clock for the afternoon session for the remainder of the session.

The question being on the resolution.

(Discussion ensued)

Mr. Cilley of Exeter withdrew the resolution.

On motion of Mr. Lee of Concord

*Resolved*, That when the House adjourns this morning it be to meet tomorrow morning at 9:00 o'clock and that when it then adjourns it adjourn to meet on Monday evening at 7:30 o'clock.

## MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills, sent up from the House of Representatives:

House Bill No. 98, An act enlarging the powers of Moore's Falls Corporation.

House Bill No. 115 (in new draft and new title), An act relating to the practice of pharmacy and the sale of drugs.

House Bill No. 280, An act relating to oleomargarine and other butter substitutes.

House Bill No. 350, An act relating to the state flag and seal.

The message further announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bill, in the adoption of which amendment the Senate asked the concurrence of the House of Representatives:

House Bill No. 227, An act to assess an estate tax on estates subject to taxation under the laws of the United States.

Amend section 1 of said bill by striking out all after the paragraph numbered 12 and inserting in place thereof the following:

13. *Disposition of Revenue.* The revenue derived under this act shall be covered into a special fund constituted by an act providing a special fund for the rehabilitation of treasury balances and the retirement of state indebtedness and distributed in accordance therewith.

2. *Takes Effect.* This act shall take effect upon its passage.

On motion of Mr. Bean of Concord the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

The message further announced that the Senate concurred with the House of Representatives in the passage of



the following entitled bills, with amendments, in the passage of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 230 (in new draft), An act relating to the incorporation of insurance companies.

Amend House Bill No. 230 in new draft by striking out all after the enacting clause and inserting in place thereof the following:

1. *Amendment.* Amend section 1, chapter 272 of the Public Laws by inserting after the word "corporation" in the second line of said section the words, "with capital stock," by inserting after the figures "225" in the third line of said section the words, "and a corporation to carry on business on the mutual plan may be formed pursuant to the provisions of chapter 223," by inserting after the word "fire" in the sixth line of said section the words, "smoke, smoke smudge," by inserting after the word "hail" in the same line of said section the word, "windstorm," by inserting in line twelve of said section after the word "vessels" the word, "aircraft," and by inserting in line sixteen of said section after the word "vehicles" the word, "aircraft," so that said section as amended shall read as follows: 1. *Purposes.* Subject to the additional or varied requirements stated in this chapter, a corporation with capital stock may be formed, pursuant to the provisions of chapter 225 and a corporation to carry on business on the mutual plan may be formed pursuant to the provisions of chapter 223, for the purpose of conducting the following kinds of insurance business:

I. On property and rents and use and occupancy, against loss or damage by fire, smoke, smoke smudge, lightning, earthquake, hail, windstorm or other action of the elements; explosion (other than the explosion of steam boilers or fly-wheels); riot, strike or civil commotion; bombardment; breakage or leakage of apparatus erected for extinguishing fires and on such apparatus against loss or damage by accidental injury and against liability of the insured for loss or damage to property caused thereby.

II. On vessels, aircraft, cars or other vehicles, freight,

goods, money, effects and money loaned on bottomry and respondentia, against loss or damage from the perils of the sea and other perils usually insured against by marine insurance, or from the risk of inland navigation and transportation; and on motor vehicles, aircraft, their fittings and contents and use and occupancy, against loss or damage from accident, collision, theft or other casualty, and against liability of the owner or user thereof for injury or damage to property caused thereby.

III. On the lives of persons and every insurance pertaining thereto or connected therewith, including endowments, and to grant, purchase or dispose of annuities.

IV. Against bodily injury or death by accident, and against disablement resulting from sickness and every insurance pertaining thereto, including quarantine and identification.

V. Against the liability of the insured for the death or disability or damage to property of another.

VI. On property and rents and use and occupancy, against loss or damage and against liability of the insured therefor from explosions of steam boilers, tanks and engines, their connections and machinery connected therewith; and breakage of flywheels and machinery, and to make inspections thereof, and against loss from burglary, theft or forgery, and against loss or damage by the breakage of glass.

VII. Insurance of the performance of contracts and the faithful discharge of duties.

2. *Takes Effect.* This act shall take effect upon its passage.

The reading of the amendment having commenced on motion of Mr. Small of Rochester the further reading was dispensed with.

On motion of Mr. Guay of Laconia the House concurred in the adoption of the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 261, An act relating to the regulation of small loans.

Amend House Bill No. 261 by striking out sections two and three and inserting in place thereof the following:

2. *Issue.* Section 6 of said Chapter 269 is hereby amended by inserting after the word "shall" in the second line of said section the words, "if the applicant is safe, reliable and entitled to confidence," so that said section as amended shall read as follows: 6. *Issue.* Upon the filing of such application, the approval of said bond and the payment of said fee, the commissioner shall, if the applicant is safe, reliable and entitled to confidence, issue a license to the applicant to make loans in accordance with the provisions of this chapter until April first next following. Such license shall not be assigned.

3. *Commission.* The governor, with the advice and consent of the council, is hereby authorized and directed to appoint five competent persons to constitute a commission to study and analyze the true net income of licensees under Public Laws, chapter 269, and the effect of the rate of interest charged by said licensees on loans of three hundred dollars or less upon the general welfare of the state of New Hampshire and its citizens. The members of such commission shall serve without compensation but shall be reimbursed for their actual expenses and the commission shall have power to employ any necessary legal, expert, clerical and stenographic assistance, the accounts therefor to be approved by the governor and council. The governor is authorized to draw his warrant for the same out of any money in the treasury not otherwise appropriated. Said commission shall report to the bank commissioner on or after July 1, 1932, its findings on said matters and recommendations based on said findings as to the rate of interest said licensees should be allowed on loans of three hundred dollars or less. The bank commissioner if, in his opinion, the public good requires, may reduce the rate of interest which may be charged by licensees on loans of three hundred dollars or less to the rate recommended by the commission.

The question being on the amendment sent down from the Honorable Senate, Mr. Weston of Milford offered the following amendment to the amendment.

Amend section 3 by striking out the words "July 1, 1932," and inserting in place thereof the words, "January 1, 1932."

The question being on the amendment to the amendment.  
(Discussion ensued)

On a *viva voce* vote the amendment to the amendment was adopted.

The question being on the amendment as amended.

On motion of Mr. Baker of Concord the House refused to concur in the amendment sent down from the Honorable Senate and asked for a committee of conference.

The Speaker appointed as members of such committee on the part of the House Messrs. Duncan of Jaffrey, Wilson of Manchester and Leith of Lancaster.

House Bill No. 26, An act relative to the taxation of gas and electric utilities.

Amend the bill by striking out at the end of Section 20 the words and figures "March 31, 1931" and inserting in place thereof the words "upon its passage" so that said section as amended shall read as follows:

20. *Takes Effect.* All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect upon its passage.

On motion of Mr. Cilley of Exeter the House concurred in the adoption of the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message also announced that the Senate has passed a bill with the following title, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 59, An act in amendment of section 23 of chapter 25 of the Public Laws relating to primary elections and nominations of candidates.

## SENATE BILL READ AND REFERRED

Senate Bill No. 59, An act in amendment of Section 23 of chapter 25 of the Public Laws relating to primary elections and nominations of candidates.

Read a first and second time and referred to the Committee on Judiciary.

On motion of Mr. Elkins of Concord business in order at 3 o'clock was made in order at the present time.

## THIRD READINGS

On motion of Mr. Small of Rochester the rules were suspended and the third readings of bills by their titles made in order.

House Bill No. 354, An act authorizing the Public Service Commission to permit seasonal suspension of steam railroad service between Wing Road and Fabyan.

House Bill No. 360, An act providing for library and additional dormitory accommodations at the Plymouth Normal School.

Severally read a third time and passed and sent to the Senate for concurrence.

## RESOLUTION

Mr. Cilley of Exeter renewed his resolution regarding hours of assembling.

The question being on the resolution.

(Discussion ensued)

Mr. Pingree of Berlin raised the point of order that the member speaking was not confining himself to the question.

The Speaker ruled the point not well taken.

Mr. Dudley of Exeter moved the previous question.

The question being:

Shall the main question now be put?

Mr. Baker of Concord rose to the question of personal privilege and read a similar resolution adopted by the Honorable Senate.

Mr. Small of Rochester rose to a parliamentary query as

to whether or not the Senate resolution was germane to the question under discussion.

Previous to a decision by the Speaker Mr. Beane of Newington called for a division on the question.

Shall the main question now be put?

Mr. Pingree of Berlin moved that the House adjourn.

On a *viva voce* vote the motion did not prevail.

Mr. Adams of Londonderry demanded the yeas and nays but subsequently withdrew his demand.

Mr. Duncan of Jaffrey demanded the yeas and nays.

Mr. Pingree of Berlin withdrew his motion to adjourn.

The question being:

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the resolution offered by Mr. Cilley of Exeter.

On a *viva voce* vote the resolution was not adopted.

On motion of Mr. Pingree of Berlin at 12:09 o'clock the House adjourned.

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FRIDAY, APRIL 24, 1931.

The House met at 9 o'clock according to adjournment.

The following letter was read by the Clerk.

Portsmouth, N. H., April 24, 1931.

MR. CLARENCE A. DuBois,

*Concord, N. H.*

DEAR SIR:

I shall be unable to attend the session on Friday morning. Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH,

*Speaker.*

On motion of Mr. Lamson of New London at 9:05 o'clock the House adjourned.



MONDAY, APRIL 27, 1931.

The House met at 7:30 o'clock according to adjournment.  
The following letter was read by the Clerk:

Portsmouth, N. H., April 27, 1931.

MRS. HILDA C. F. BRUNGOT,  
*Berlin, N. H.*

DEAR MADAM:

I shall be unable to attend the session on Monday evening.  
Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. Baker of Concord at 7:35 o'clock the  
House adjourned.

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TUESDAY, APRIL 28, 1931.

The House met at 11 o'clock.

Prayer was offered by the Chaplain.

#### LEAVES OF ABSENCE

Messrs. Parkhurst of Colebrook and Harris of Littleton  
were granted leave of absence for the week on account of  
important business.

Mr. Duncan of Jaffrey was granted leave of absence for  
Tuesday on account of important business.

Miss Greenfield of Rochester was granted leave of absence  
for Wednesday on account of attending a funeral.

Mr. Dame of Concord was granted leave of absence for  
Tuesday and Wednesday on account of important business.

#### UNFINISHED BUSINESS

Mr. Plumer of Bristol called for the unfinished business.

House Bill No. 23 (in second new draft), An act to estab-  
lish a continuous highway from the East Side trunk line in  
Newington, then through Newington by way of the Fox

Point road from and across Little bay to Durham to a junction with the New Hampshire College road at Coe's corner in Durham to a junction with the New Hampshire College road at Sawyer's in Dover.

The question being

Shall the bill be indefinitely postponed?

(Discussion ensued)

Mr. Elkins of Concord moved the previous question.

The question being

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being

Shall the bill be indefinitely postponed?

Mr. Keefe of Dover called for a division.

A division being had 156 members voted in the affirmative and 201 members voted in the negative and the motion to indefinitely postpone did not prevail.

Mr. Keefe of Dover demanded the yeas and nays and the roll was called with the following result.

YEAS, 148

ROCKINGHAM COUNTY: Palmer of Candia, Beane of East Kingston, Cilley, Conner, Dudley, Bartlett of Kingston, Estabrook, Prescott, Whittier.

STRAFFORD COUNTY: Colcord, Swan, Crockett, Gouin, Martin, Keefe, Durnin, Tuttle, Chamberlain, Ricker, Twombly, Meader, Lacasse, Hayes, Doe of Rollinsford, Doe of Somersworth, McGreal, McGuinness, Durgin.

BELKNAP COUNTY: Schultz, Guay, Merrill of Laconia, Gile.

CARROLL COUNTY: Donahue, Berry, Shirley, Lawless, Gale, Goss, Merryfield.

MERRIMACK COUNTY: Desmarais, Welch, Preston, Wariner, Trow, Wells of Danbury, Haselton, Brown of Epsom, Hebert, Head, Woodeson, Caveney, Saltmarsh, Veroneau of Pembroke, Hazen, Langley.

HILLSBOROUGH COUNTY: Wilson of Bennington, Chandler of Fracestown, Moore of Goffstown, Phelps, Fogg, Wilson of Hollis, Blood, Legallee, Greer, Robbins, Boisvert of

Manchester Ward 3, Castles, Dwyer, Sheehan, Willett, Kelley of Manchester, Creighton, Griffin of Manchester, Hogan of Manchester, Jennings of Manchester Ward 5, O'Brien, Boisclair, Carr, Conway, Currier of Manchester, Foley, Healy of Manchester Ward 7, Horan, McQueeney, O'Malley, Ryan, Burke, Cote of Manchester, Healy of Manchester Ward 8, Langton, Foster of Manchester, Lambe of Manchester Ward 9, Getz, Leclere, Clear, Jennings of Manchester Ward 11, O'Leary, Roukey, Gauthier, Marcotte, Carter of Merrimack, Bruce, Howison, Weston, Hogan of Nashua, Stevens of Nashua, Chasse, Sweeney, Lindquist, Bouthillier, Brodeur, Couturier, Keenan.

CHESHIRE COUNTY: Firmin, Wilder of Gilsum, Russell, Duncan, Fitzgerald, Callahan, Keating, Knowlton, Gates, Duffy, Wellman, Ayer, Rice, Clark.

SULLIVAN COUNTY: Hamlin of Charlestown, Leahy, Barry of Newport, Reed of Newport, Osborne, Reed of Unity.

GRAFTON COUNTY: Huckins, Blandin, Sanborn of Enfield, Wells, Drake, Burt, Eastman, Wakefield, Stewart, Colby of Wentworth.

COOS COUNTY: Smith of Berlin, Pingree, Gagne, Marie A. of Berlin, Myler, Chapell, Judd.

NAYS, 210

ROCKINGHAM COUNTY: Griffin of Auburn, Lake, Colby of Chester, Haynes, Bailey, Cole, Currier of Derry, Moody of Derry, Wright, Stevens of Exeter, Moody of Greenland, Emerson, Adams of Hampton, Adams of Londonderry, Yeaton of Newcastle, Herlihy, Beane of Newington, Filion, Grandmaison, Walker, Giles, Carmichael, Frederickson, Hodgdon of Portsmouth Ward 1, Philbrick, Hodgdon of Portsmouth Ward 2, Pray, Yeaton of Portsmouth, Cogan, McNeil, Adams of Portsmouth, Rose, Marden, Davis, Turner of Salem, Pickens, Jewell.

STRAFFORD COUNTY: Churchill, Layn, Jones of Dover, Henderson, Willson of Farmington, Fernald, Corson, Small, Gagne.

BELKNAP COUNTY: Varney, Little, Friend, Nichols,

Hammond of Gilford, Bridges, Edgerly of Laconia, Page, Stafford, Wiley, Young of Laconia, Flanders, Quimby of Laconia, Neal, Plastridge, Wallis, Sanborn of Tilton.

CARROLL COUNTY: Gibson, Towle, Nickerson, Winkley, Evans, Edgerly of Tuftonboro, Sanborn of Wakefield, Clow, Thompson.

MERRIMACK COUNTY: Hirtle, Shaw, Hardy, Veroneau of Concord, Maxner, Lindgren, DuBois, Elkins, Blake, Bean of Concord, Brooks, Nash, Sturtevant, Freeman, Kelley of Concord, Matson, Lee, Ahern, Coates, Fowler of Franklin, Prince, Young of Franklin, Cogswell, Catlin, Burns, Sleeper, Powers, Lamson, Gilman, Perkins of Pittsfield, Fellows, Miner.

HILLSBOROUGH COUNTY: Wilkins, Johnson, Holbrook, Boynton, Glading, Holt, Bickford, Wilson of Manchester, Bartlett of Manchester, Hammond of Manchester, Hopkins, Story, Lamb of Manchester Ward 4, Milnes, Stanley, Chevrette, Duda, Barry of Manchester, Drouin, Letendre of Manchester, Boisvert of Manchester Ward 13, Guimond, Remillard, St. Germain, Woods, Carter of Nashua, Murphy, Letendre of Nashua, Levesque, Papachristos, Molloy, Newton, Barr, Currier of Pelham, Cummings, Grant, Foster of Wilton.

CHESHIRE COUNTY: Moore of Alstead, Chickering of Chesterfield, Smith of Hinsdale, Jones of Keene, Robertson, Ward of Marlborough, Dickinson of Richmond, Baker of Roxbury, Chickering of Walpole, Jennsion.

SULLIVAN COUNTY: Kemp, Colby of Claremont, Dow, Putnam, Turner of Claremont, Warner, Whitcomb, Quimby of Cornish, Dandrow, Hudson, Rowell, Ward of Plainfield, Fowler of Washington.

GRAFTON COUNTY: Plumer of Alexandria, Plumer of Bristol, Smith of Campton, Webster, Gage, Guyer, Hunter, Brunelle, Thayer, Marden, Chandler of Landaff, Briggs, Eaton, Ross, Stearns, Merrill of Lisbon, Price, Lyster, Lytle, Simpson, Burgault, Perkins of Lyme, Renfrew, Metcalf, Bell of Plymouth, Merrill of Thornton, Little, Keniston.

COOS COUNTY: Bell of Berlin, Brungot, Burbank of Berlin, Oleson, Thompson, Dickson, Ramsay, Frye, Morrison, Leith, Hancock, Brown of Northumberland, Marshall, Emery of Stark, Allen, Turner of Wentworth's Location, Elliott, Pratt.

Mr. Jones of Fremont voting yes paired with Mr. Maynard of Manchester voting no.

Mr. Baker of Concord voting no paired with Miss Greenfield of Rochester voting yes.

Mr. Cheney of Danville voting no paired with Mrs. Charois of Greenville voting yes.

Mr. Worthen of Manchester voting no paired with Mr. Carroll of Manchester voting yes.

Mr. Mahoney of Manchester voting yes paired with Mr. Wentworth of Dover voting no.

Mr. Trinity of Manchester voting yes paired with Mr. Hutchins of Stratford voting no.

Mr. Kearns of Manchester voting yes paired with Mr. Winslow of Nashua voting no.

Mr. Clancy of Manchester voting yes paired with Mr. Knox of Madbury voting no.

Mrs. Morris of Lancaster voting no paired with Mr. Emery of Rochester voting yes.

And the motion to indefinitely postpone did not prevail.

The question being

Shall the bill pass?

On a *viva voce* vote the bill was passed and sent to the Senate for concurrence.

#### COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills:

House Bill No. 98, An act enlarging the powers of Moore's Falls Corporation.

House Bill No. 115, An act relating to the practice of pharmacy and the sale of drugs.

The report was accepted.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 355, An act relating to fish and game commissioner and wardens, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

The question being

Shall the bill be read a third time?

Mr. Small of Rochester moved that the bill and report be laid upon the table.

On a *viva voce* vote the motion did not prevail.

The question being

Shall the bill be read a third time?

(Discussion ensued)

Mr. Worthen of Manchester moved the previous question.

The question being

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the motion of Mr. Small of Rochester.

(Discussion ensued)

On a *viva voce* vote the affirmative prevailed.

Mr. Callahan of Keene called for a division.

A division being had 216 members voted in the affirmative and 62 members voted in the negative and the bill was indefinitely postponed.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 363, An act appropriating funds to provide against an unemployment emergency at the State Prison, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 125.



A joint resolution in favor of Mrs. Irene L. Ravenelle, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Plumer of Bristol for the Committee on Public Improvements to whom was referred House Bill No. 17, An act to provide for the freeing of the Dover Point toll bridge and establishing a toll bridge commission, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The question being on the resolution reported by the committee.

(Discussion ensued)

Mr. Keefe of Dover moved that the bill be referred to the next legislature.

The question being on the motion of Mr. Keefe of Dover.

(Discussion ensued)

On a *viva voce* vote the motion did not prevail.

The question being on the resolution reported by the committee.

Mr. Keefe of Dover moved that the bill be laid upon the table.

On a *viva voce* vote the motion did not prevail.

The question being on the resolution reported by the committee.

Mr. Keefe of Dover moved that the House adjourn but subsequently withdrew his motion and moved that the House take a recess for 1 hour and 24 minutes.

On a *viva voce* vote the motion did not prevail.

The question being on the resolution reported by the committee.

On a *viva voce* vote the resolution was adopted.

Mr. Dudley of Exeter for the Committee on Judiciary to whom was referred Senate Bill No. 90, An act relative to laying out highways to public waters and to changes in the

route of state and trunk line highways, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Keefe of Dover for the special committee consisting of the delegation from the county of Strafford to whom was referred Senate Bill No. 7, An act in amendment of chapter 38 of the Public Laws relating to county commissioners, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Small of Rochester for the Committee on Judiciary to whom was referred House Bill No. 357, An act construing "An act relating to the powers of the school district of Hanover" approved April 14, 1931, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Weston of Milford for the Committee on Judiciary to whom was referred House Bill No. 358, An act authorizing the county of Belknap to issue bonds, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred House Bill No. 215, An act to prohibit the use of steel traps in the county of Strafford, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

On motion of Mr. Carmichael of Nottingham the bill was laid upon the table.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 126, A joint resolution for the improvement of the Cherry Mountain and River road in the town of Jefferson, reported the

same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 127, A joint resolution for the investigation of county affairs, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 128, A joint resolution authorizing a commission to provide for representation of the state at the Century of Progress, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred Senate Bill No. 76, An act relating to liability insurance of state department heads and employees operating state owned motor vehicles, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred a resolution relating to a public address system reported the same with the following amendment with the recommendation that the resolution as amended ought to pass.

*Resolved*, That the Superintendent of the State House and Grounds, with the approval of the governor and council, be and hereby is instructed to purchase for the use of the legislature a public address system of Western Electric or equally good manufacture. Said system to be installed in Representatives' Hall during the month of December, 1932.

Mr. Small of Rochester moved that the resolution with the pending amendment be indefinitely postponed.

On a *viva voce* vote the affirmative prevailed.

Mr. Glading of Hillsborough called for a division.

A division being had the vote was declared manifestly in the affirmative.

On motion of Mr. Carter of Nashua at 12:55 o'clock the House took a recess for 1 hour and 35 minutes.

## AFTER RECESS

### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions, sent up from the House of Representatives:

House Bill No. 88, An act relative to assistants in the office of the Bank Commissioner.

House Bill No. 161 (in new draft), An act relative to freeing Eliot toll bridge.

House Bill No. 185, An act relating to the amount of compensation for death under the workmen's compensation law.

House Bill No. 225, An act for the purpose of providing a site for a state armory building in the town of Claremont.

House Bill No. 308, An act authorizing the State Board of Health to enforce, concurrently with towns such regulations as it is empowered to make.

House Bill No. 315 (in new title and new draft), An act relating to state-aided highways in the town of Holderness.

House Bill No. 336, An act to establish a state aid road from Barrington to Rochester.

House Bill No. 361, An act relative to New London school district.

House Bill No. 362, An act authorizing the town of Northumberland to take advantage of the special appropriation for road construction.

House Joint Resolution No. 18, Joint resolution in favor of Mrs. Joseph Curran, Mrs. Abijah H. Barrett, Sr., and Mrs. George W. Wilder.

House Joint Resolution No. 117, Joint resolution for the improvement of the road from Ricker corner to the Farmington line in the town of New Durham.

House Joint Resolution No. 124, Joint resolution in favor of Mrs. Amedee Cote.

The message further announced that the Senate had voted to concur with the House of Representatives in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

Senate Bill No. 30, An act establishing commissioner districts in the county of Belknap.

The message further announced that the Senate had voted to concur with the House of Representatives in its amendments to the following entitled bill:

Senate Bill No. 75, An act relating to proceedings before the Public Service Commission.

The message further announced that the Committee of Conference to whom was referred House Bill No. 64, An act relating to the salaries of county solicitors, reported that the Senate had receded from its position in the adoption of the Senate amendment and concurred with the House in the passage of the bill.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills with amendments in the passage of which amendments the Senate asked the concurrence of the House of Representatives:

Senate Bill No. 9 (in House new draft), An act relating to the New Hampshire Soldiers' Home.

Amend section 3 of said act by striking out in the fourth and fifth lines, after the words "shall be made" the following words "by the Board of Public Welfare" and inserting in place thereof the following "by a competent board selected by the Governor and Council"; and by striking out in the fifteenth line, after the words "shall be made" the

following words "by the Board of Public Welfare" and inserting in place thereof the following "by a competent board selected by the Governor and Council"; so that said section as amended shall read:

3. Amend section 7 of said chapter 12 of the Public Laws by adding at the end of said section the following: An investigation of the industrial and financial conditions of any applicant for admission to the Home shall be made by a competent board selected by the Governor and Council upon request from the board of managers of the Soldiers' Home, and a prompt report made to the managers, so that said section as amended shall read as follows:

7. *Admission.* No applicant shall be admitted to the Home unless he served in a New Hampshire military organization, or in the army or navy of the United States, and was credited to this state in a time of war and was honorably discharged from such service; or unless after such service he has been a resident of this state for the three years next preceding his application for admission. An investigation of the industrial and financial conditions of any applicant for admission to the Home shall be made by a competent board selected by the Governor and Council upon request from the board of managers of the Soldiers' Home, and a prompt report made to the managers.

On motion of Mr. Wilson of Manchester the House concurred in the adoption of the amendments sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 342, An act to exempt certain property of the Manchester Historic Association from taxation.

Amend section 1 of the bill by striking out the whole of said section and substituting in place thereof the following:

1. All property real or personal of the Manchester Historic Association shall be exempt from taxation so far as the same is and shall be devoted to and used and occupied for the purposes of said association: *provided* however that the exemption granted by this act as regards real estate now



owned or hereafter acquired by the association shall apply only to subsequent improvements therein and thereon and the real estate now owned or so acquired shall be assessed and taxed as other similar land and real estate in the vicinity is assessed and taxed.

On motion of Mr. Wilson of Manchester the House refused to concur in the amendment sent down from the Honorable Senate and asked for a committee of conference.

The Speaker appointed as members of such committee on the part of the House Messrs. Wilson and Lamb of Ward four Manchester and Shaw of Chichester.

The message also announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 81, An act relating to the police commission of Laconia.

Senate Bill No. 86, An act relative to the election of officers of the city of Laconia.

Senate Bill No. 92, An act relating to the examination of applicants for licenses to operate motor vehicles.

Senate Bill No. 96, An act relating to examinations, appeals, bail and recognizances, in amendment of the Public Laws, chapter 366, section 3.

#### SENATE BILLS READ AND REFERRED

Senate Bill No. 81, An act relating to the police commission of Laconia.

The bill was read a first and second time.

On motion of Mr. Young of Laconia the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Laconia.

Senate Bill No. 86, An act relative to the election of officers of the city of Laconia.

The bill was read a first and second time.

On motion of Mr. Young of Laconia the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Laconia.

Senate Bill No. 92, An act relating to the examination of applicants for licenses to operate motor vehicles.

The bill was read a first and second time and referred to the Committee on Revision of the Statutes.

Senate Bill No. 96, An act relating to examinations, appeals, bail and recognizances, in amendment of the Public Laws, chapter 366, section 3.

The bill was read a first and second time and referred to the Committee on Judiciary.

#### COMMITTEE REPORTS

On motion of Mr. Cilley of Exeter the rules were suspended to allow of the presentation of a report from a committee which had not previously been advertised in the journal.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 366, An act to authorize the town of Exeter to issue serial notes or bonds in the sum of twenty-five thousand dollars, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted and the bill read a first and second time.

On motion of Mr. Cilley of Exeter the rules were suspended and the printing of the bill and its reference to a committee dispensed with.

The bill was then ordered to a third reading.

On motion of Mr. Carter of Nashua the rules were suspended to allow of the presentation of a report from a committee which had not previously been advertised in the journal.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 367, An act amending "An act relative to the taxation of gas and electric utilities," with the recommendation that the bill be referred to the Committee on Ways and Means.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Ways and Means.

## RESOLUTION

Mr. Ross of Lebanon offered the following:

WHEREAS all passenger trains of the Boston and Maine railroad are run on a schedule advanced one hour effective April 26, be it hereby

*Resolved*, That the House of Representatives meet on working days at 10 o'clock for the morning session and two o'clock for the afternoon session for the remainder of the session.

The question being on the resolution.

On a *viva voce* vote the affirmative prevailed.

Mr. Callahan of Keene called for a division.

A division being had the vote was declared manifestly in the affirmative.

Mr. Callahan of Keene demanded the yeas and nays but subsequently withdrew his demand and called for another division.

A division being had 159 members voted in the affirmative and 46 members voted in the negative and a quorum of the House not being present at 2:51 o'clock the House was declared adjourned, the resolution going into unfinished business.

## AFTERNOON

The House met at 3 o'clock.

## THIRD READINGS

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 357, An act construing "An act relating to the powers of the school district of Hanover" approved April 14, 1931.

House Bill No. 358, An act authorizing the county of Belknap to issue bonds.

House Bill No. 363, An act appropriating funds to provide against an unemployment emergency at the State Prison.

House Joint Resolution No. 125, Joint resolution in favor of Mrs. Irene L. Ravenelle.

House Joint Resolution No. 126, Joint resolution for the improvement of the Cherry Mountain and River road in the town of Jefferson.

House Joint Resolution No. 127, Joint resolution for the investigation of county affairs.

House Joint Resolution No. 128, Joint resolution authorizing a commission to provide for representation of the state at the Century of Progress.

House Bill No. 366, An act to authorize the town of Exeter to issue serial notes or bonds in the sum of twenty-five thousand dollars.

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 76, An act relating to liability insurance of state department heads and employees operating state owned motor vehicles.

Senate Bill No. 90, An act relative to laying out highways to public waters and to changes in the route of state and trunk line highways.

Severally read a third time and passed and sent to the Secretary of State to be engrossed.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had passed a bill with the following title, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 88, An act determining the basic working day on all public improvements.

#### SENATE BILL READ AND REFERRED

Senate Bill No. 88, An act determining the basic working day on all public improvements.

The bill was read a first and second time and referred to the Committee on Judiciary.

## HOURS OF ASSEMBLING

On motion of Mr. Baker of Concord the hours of assembling on the working days for the remainder of the session were set at 10 o'clock in the forenoon and 2 o'clock in the afternoon.

On motion of Mr. Lee of Concord at 3:16 o'clock the House adjourned.

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WEDNESDAY, APRIL 29, 1931.

The House met at 10 o'clock.

Prayer was offered by the Chaplain.

## LEAVES OF ABSENCE

Mr. Couturier of Nashua was granted leave of absence for the remainder of the week on account of important business.

Mr. Duncan of Jaffrey was granted leave of absence for Wednesday on account of service on the United States grand jury.

## COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the Committee had examined and found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 26, An act relative to the taxation of gas and electric utilities.

House Bill No. 37, An act providing a special fund for the rehabilitation of treasury balances and the retirement of state indebtedness.

House Bill No. 88, An act relative to assistants in the office of the bank commissioner.

House Bill No. 161, An act relative to freeing Eliot toll bridge.

House Bill No. 185, An act relating to the amount of compensation for death under the workmen's compensation law.

House Bill No. 201, An act relating to observance of the Lord's Day.

House Bill No. 227, An act to assess an estate tax on estates subject to taxation under the laws of the United States.

House Bill No. 230, An act relating to the incorporation of insurance companies.

House Bill No. 234, An act in amendment of the charter of the Granite State Fire Insurance Company and authorizing said company to insure against earthquakes; also against the risks of bombardment and strikes.

House Bill No. 270, An act in amendment of the charter of the New Hampshire Fire Insurance Company and authorizing said company to insure against earthquakes; also from theft or other casualty in connection with the use of registered mail.

House Bill No. 308, An act authorizing the state board of health to enforce, concurrently with towns, such regulations as it is empowered to make.

House Bill No. 315, An act relating to state-aided highways in the town of Holderness.

House Bill No. 350, An act relating to the state flag and seal.

House Bill No. 361, An act relative to New London school district.

House Bill No. 362, An act authorizing the town of Northumberland to take advantage of the special appropriation for road construction.

Senate Joint Resolution No. 5, Joint resolution for the improvement of the state road leading from Nottingham line to Newmarket line in the town of Lee.

House Joint Resolution No. 18, Joint resolution in favor of Mrs. Joseph Curran, Mrs. Abijah H. Barrett, Sr., and Mrs. George W. Wilder.

House Joint Resolution No. 124, Joint resolution in favor of Mrs. Amedee Cote.

Senate Bill No. 30, An act establishing commissioner districts in the county of Belknap.



Senate Bill No. 75, An act relating to proceedings before the public service commission.

The report was accepted.

Mr. Lamb of Manchester for the Committee on Education to whom was referred House Bill No. 359, An act fixing the dates of the expirations of terms of office of the State Board of Education, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred Senate Bill No. 93, An act relating to the taking of smelt, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred Senate Bill No. 85, An act allowing fly fishing only in Moody pond in the town of Weare, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred Senate Bill No. 82, An act relating to registration of motor vehicle repairers, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred Senate Bill No. 89, An act relating to motor vehicles used as common carriers, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Small of Rochester for the Committee on Judiciary

to whom was referred Senate Bill No. 59, An act in amendment of section 23 of Chapter 25 of the Public Laws relating to primary elections and nomination of candidates, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

The undersigned, a minority of the Committee on Judiciary to whom was referred Senate Bill No. 59, An act in amendment of section 23 of Chapter 25 of the Public Laws relating to primary elections and nomination of candidates, and being unable to agree with the majority, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

ALBERT D. LEAHY,  
CLYDE KEEFE,  
THOMAS J. MCGREAL,  
WILLIAM WESTON.

Mr. Weston of Milford moved that the bill and accompanying reports be indefinitely postponed.

The question being on the motion of Mr. Weston of Milford.

(Discussion ensued)

On a *viva voce* vote the affirmative prevailed.

Mr. Small of Rochester called for a division.

A division being had the vote was declared manifestly in the affirmative.

Mr. Bean of Concord for the Committee on Fisheries and Game to whom was referred Senate Bill No. 94, An act to prohibit stocking, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 by inserting after the word "live" where it occurs the first time in line 5 the word "game"; further amend said section by inserting before the word "No" in line 4 the following: "18. *Prohibited Stocking.*" so that said section as amended shall read as follows: 18. *Prohibited Stocking.* No person shall bring or cause to bring into the state any live game bird or any live game animal

or fur bearer unless he first obtains a permit from the commissioner of the Department of Fisheries and Game or shall any person liberate any bird or animal other than birds used as decoys at the time of such liberation, nor shall any person introduce in the public waters of the state any fish or the eggs or fry thereof except in accordance with the provisions of an outstanding permit issued to him. The commissioner may in his discretion issue such a permit and may include therein reasonable conditions as to importation, stocking of such birds, animals or fish. Any such bird or animal which is brought into the state for liberation under authority of a permit granted hereunder and is found upon inspection to be diseased may be confiscated by any officer empowered to enforce this chapter and shall be forfeited as the commissioner shall deem best. Any person or persons attempting to stock or introduce any fish in any waters without such permit shall be subject to a fine as prescribed for violation of this section.

The report was accepted the amendment adopted and the bill ordered to a third reading.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred Senate Bill No. 78, An act relating to the salaries of the commissioners for the counties of Hillsborough and Grafton, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section one of said bill by striking out the word, "five," in line fifteen and substituting therefor the word, "seven," so that said section as amended shall read as follows:

1. Amend section 28 of chapter 38 of the Public Laws by striking out the word eighteen after the word Hillsborough and inserting in place thereof the word twenty-one; and by striking out the words five hundred after the word Grafton, and inserting in place thereof the words seven hundred and fifty, so that said section as amended shall read:  
28. *Commissioners.* The annual salary for each commis-

sioner of the following counties shall be as follows, payable monthly by the county:

In Rockingham, ten hundred dollars;

In Strafford, twelve hundred dollars;

In Belknap, nine hundred dollars;

In Merrimack, ten hundred dollars;

In Hillsborough, twenty-one hundred dollars;

In Cheshire, seven hundred dollars;

In Grafton, seven hundred and fifty dollars;

In Carroll, Sullivan and Coos counties each commissioner when employed in the business of the county and in inspecting the taxable property of the towns as provided in section 26, shall receive five dollars a day, payable as hereinbefore provided. To the foregoing sums shall be added, in all the counties except Strafford, a reasonable sum for all necessary expenses, upon order of the superior court, the account of said expenses having first been audited by said court.

Further amend said bill by adding a new section to be numbered section 2 as follows:

2. This act shall take effect April 1, 1931.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred Senate Bill No. 77, An act relative to the Ocean boulevard, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

#### RESOLUTION

On motion of Mr. Ross of Lebanon.

*Resolved*, That the Secretary of State be authorized and requested to have 1,000 copies of the prayers offered by the chaplain at this session printed in pamphlet form and distributed to members of this legislature; and to such other members of the state government and general public as may desire them while copies are available.

Mr. Wilson of Manchester for the Committee of Con-

ference to whom was referred House Bill No. 342, An act to exempt certain property of the Manchester Historic Association from taxation reported the same with the following resolution:

*Resolved*, That the House recede from its position of non-concurrence and adopt the amendment sent down from the Honorable Senate.

On a *viva voce* vote the amendment was adopted.

The bill was then sent to the Secretary of State to be engrossed.

#### ORDER VACATED

On motion of Mr. Dickinson of Swanzey the order whereby House Bill No. 367, An act amending "An act relative to the taxation of gas and electric utilities" was referred to the Committee on Ways and Means was vacated.

On motion of the same member the rules were suspended and the reference of the bill to a committee dispensed with.

The bill was then ordered to a third reading.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 223 (in new draft), An act to dissolve certain corporations.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills, with amendments, in the passage of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 329, An act amending the charter of the New Hampshire Centennial Home for the Aged.

Amend section 1 of House Bill No. 329 by adding after the word "taxation" in the thirteenth line thereof the words, "so far as the same are devoted to and used and occupied for benevolent and charitable purposes," and by adding at the

end of said section the words, "provided however that the exemption granted by this act as regards real estate hereafter acquired by the corporation shall apply only to subsequent improvements therein and thereon and the real estate so acquired shall be assessed and taxed as other similar land and real estate in the vicinity is assessed and taxed," so that said section as amended shall read as follows: 1. *Authority to Hold Property Increased.* Section 2 of chapter 118 of the Laws of 1876, as amended by section 1 of chapter 152 of the Laws of 1893, and by chapter 317 of the Laws of 1917, is hereby amended by striking out the whole of said section and substituting therefor the following: Sect. 2. Said corporation is hereby authorized to establish and maintain in the city of Concord an institution for the support and maintenance of aged people of both sexes, and for that purpose may take and hold real and personal estate, by donation, bequest or otherwise, to an amount not exceeding one million dollars, which shall be exempt from taxation, so far as the same are devoted to and used and occupied for benevolent and charitable purposes, and may sell, convey and dispose of the same at pleasure, and may erect and maintain such buildings and appurtenances as may be deemed necessary for the purposes of the corporation; provided however that the exemption granted by this act as regards real estate hereafter acquired by the corporation shall apply only to subsequent improvements therein and thereon and the real estate so acquired shall be assessed and taxed as other similar land and real estate in the vicinity is assessed and taxed.

On motion of Mr. Wilson of Manchester the House concurred in the adoption of the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 332, An act permitting the town of Bartlett, the town of Jackson, the North Conway lighting precinct, the Intervale lighting precinct and vicinity to become a village district.



Amend said bill by adding after section 1 the following new section: 2. *Approval of Towns and Precincts Required.* A special meeting of the legal voters shall be held in each of said towns and precincts, not less than ninety days from the date this act becomes effective, to ascertain whether said towns of Bartlett and Jackson and the North Conway lighting precinct and the Intervale lighting precinct approve the formation of said district. The meetings shall be called by the selectmen and commissioners of the towns and precincts and notice given thereof in the same manner as for town meetings. At each of said meetings a checklist shall be used and the vote shall be by ballot. The checklist shall be prepared and posted in the manner required for town meetings. If a majority of those present and voting at each of said meetings shall approve the formation of the district, then an organization meeting shall be called by the selectmen of said towns as hereinafter provided. If a majority of those present and voting at each of said meetings shall not approve the formation of the district but a majority of those present and voting at one or more of the said meetings shall approve the formation of the district then the selectmen of the town or towns approving the formation of said district, together with the selectmen of the town of Conway, if either of said precincts approves the formation of said district at its meeting, shall fix by suitable boundaries a new district, including such parts of their town or towns as may seem to them convenient, for the purposes specified in section 1 of this act and shall call an organization meeting as hereinafter provided. The layout of the new district shall be recorded in the records of the town or towns in which the district is situated, said record to be recorded within ten days from the last special meeting provided for by this section.

Amend section 2 of said bill by renumbering to read 3 and by striking out said section and inserting in place thereof the following new section: 3. *Organization Meeting.* If said district is approved by any town or precinct at its special meeting, as provided for in section 2, then the selectmen of the town or towns so approving, together with the selectmen

of the town of Conway if either of said precincts approves the formation of said district at its meeting, shall call a meeting of the legal voters residing in the district as first laid out if approved by all of said towns and precincts, or as newly laid out if all of said towns and precincts did not approve the formation of the district as provided for in section 2, to see if they will vote to establish the district and if so to choose necessary officers therefor and to see if the district will authorize the treasurer and commissioners to borrow and hire as provided in chapter 59 of the Public Laws of New Hampshire such sums of money on the credit of the district as may be deemed necessary and expedient for the purpose of defraying the cost of purchasing or taking the plant, property or facilities of any public utility operating within the district which the district may acquire or for construction or enlarging any plant, works or system, said indebtedness not to exceed at any one time ten per cent of the tax valuation of the municipality. The selectmen shall call the meeting and give notice thereof in the same manner town meetings are called and warned except that the warrant shall be posted in two or more public places in the district.

Amend section 3 of said bill by renumbering to read 4.

Further amend said bill by adding after section 3 the following new section: 5. *Officers.* The officers of such district shall consist of a moderator, a clerk, three commissioners, a treasurer and such other officers and agents as the voters thereof may judge necessary for managing the district's affairs, or as may be directed by law to be chosen. No two commissioners shall be residents of the same town or precinct forming the district except in the event that less than three of said towns and precincts form the district in which case each town and precinct forming the district shall be represented.

Amend section 4 of said bill by renumbering to read 6.

Amend section 5 of said bill by renumbering to read 7.

Amend section 6 of said bill by renumbering to read 8.

The reading of the amendments being commenced on

motion of Mr. Wilson of Manchester further reading was dispensed with.

On motion of Mr. Wilson of Manchester the House concurred in the adoption of the amendments sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 271, An act to exempt from taxation the property of the Exeter Hospital of Exeter.

Amend House Bill No. 271 by striking out section 1 and inserting in place thereof the following: 1. *Property Exemption.* All property real or personal of the Exeter Hospital shall be exempt from taxation so far as the same is and shall be devoted to and used and occupied for benevolent and charitable purposes; provided however that the exemption granted by this act as regards real estate hereafter acquired by the corporation shall apply only to subsequent improvements therein and thereon and the real estate so acquired shall be assessed and taxed as other similar land and real estate in the vicinity is assessed and taxed.

On motion of Mr. Small of Rochester the House concurred in the adoption of the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 293 (in new draft and new title), An act relating to the deposit of county and town funds.

Amend House Bill No. 293 by striking out all of section 3, and inserting in place thereof the following: 3. *Further Amendment.* Amend section 24 of chapter 47 of the Public Laws by striking out in lines 3 and 4 the words "as required of county treasurers," and inserting in place thereof the words "in the state, except that whenever it shall prove advantageous to any town near the state boundary to deposit town funds in banks outside the state, the treasurer may deposit the same in said banks upon the approval of the state bank commissioner. The amount deposited in any

bank shall not exceed twenty per cent of its paid up capital and surplus," so that said section as amended shall read as follows: 24. *Duties.* The town treasurer shall have the custody of all moneys belonging to the town, and shall pay out the same only upon orders of the selectmen. He shall deposit the same in solvent banks in the state, except that whenever it shall prove advantageous to any town near the state boundary to deposit town funds in banks outside the state, the treasurer may deposit the same in said banks upon the approval of the state bank commissioner. The amount deposited in any bank shall not exceed twenty per cent of its paid up capital and surplus. He shall keep in suitable books, provided for the purpose a fair and correct account of all sums received into and paid from the town treasury, and of all notes given by the town, with the particulars thereof. At the close of each fiscal year he shall make a report to the town, giving a particular account of all his financial transactions during the year. He shall furnish to the selectmen statements from his books, and submit his books and vouchers to them and to the town auditors for examination, whenever so requested.

The reading of the amendment being commenced on motion of Mr. Wilson of Manchester further reading was dispensed with.

On motion of Mr. Wilson of Manchester the House concurred in the adoption of the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 224 (in new draft), An act relating to life insurance.

Amend section 1 of the bill by striking out in lines 8 and 9, after the words "by any other person," the following: "and whether or not the right to change the named beneficiary is reserved by or permitted to the person effecting such insurance"; and by striking out in lines 10 and 11 the words "of the preceding section" and inserting in place thereof the words "of law"; and by striking out the last

paragraph of said section which reads as follows: "No court and no trustee or assignee for the benefit of creditors, shall elect for the person effecting such insurance to exercise such right to change the named beneficiary"; so that said section as amended shall read:

1. *Amendment.* Amend chapter 277 of the Public Laws by striking out the first three sections and inserting in place thereof the following: 1. *Married Women:* Every policy of life or endowment insurance made payable to or for the benefit of a married woman, or after its issue assigned, transferred or in any way made payable to a married woman or to any person in trust for her or for her benefit, whether procured by herself, her husband or by any other person and whether the assignment or transfer is made by her husband or by any other person, shall enure to her separate use and benefit, and to that of her children, subject to the provisions of law.

Amend section 2 of the bill by striking out in lines 6 and 7, after the words "effecting the same," the following: "whether or not the right to change the beneficiary is reserved by or permitted to such person"; and by striking out the last paragraph of said section which reads as follows: "No court and no trustee or assignee for the benefit of creditors, shall elect for the person effecting such insurance to exercise such right to change the named beneficiary"; so that said section as amended shall read:

2. *Third Person.* If a policy of life or endowment insurance is effected by any person on his own life or on another life, in favor of a person other than himself having an insurable interest therein, the lawful beneficiary thereof other than himself or his legal representatives, shall be entitled to its proceeds and all other benefits against creditors and representatives of the person effecting the same; provided, that, subject to the statute of limitations, the amount of any premiums for said insurance paid in fraud of creditors, with interest thereon, shall enure to their benefit from the proceeds of the policy.

The reading of the amendments being commenced on



motion of Mr. McGreal of Somersworth further reading was dispensed with.

On motion of Mr. McGreal of Somersworth the House concurred in the adoption of the amendments sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message further announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bills and joint resolution in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 225, An act for the purpose of providing a site for a state armory building in the town of Claremont.

Amend section 1 of said bill by striking out the word "city" in the sixth line and inserting in place thereof the word, "town."

On motion of Mr. Thayer of Haverhill the House concurred in the adoption of the amendments proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 336, An act to establish a state aid road from Barrington to Rochester.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Limitation.* At least fifty per cent of the money raised and appropriated by the state and by the city for state aid for highway construction, as required by law, for the city of Rochester shall be expended upon that portion of the above designated highway that lies within said city until it is completed.

On motion of Mr. Small of Rochester the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.



Senate Bill No. 65, An act relating to revocation of motor boat licenses.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Motor Boat Registration.* Amend chapter 151 of the Public Laws by adding after section 15 the following new section: 15-a. *Revocation of Registration.* The public service commission after hearing may revoke the registration of any boat or outboard motor issued pursuant to the provisions of this chapter whenever it shall appear upon complaint of the selectmen of any tax collector of any town that the owner of such boat or outboard motor has failed after demand to pay any property tax upon the same which shall be due the town.

On motion of Mr. Wilson of Manchester the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Joint Resolution No. 117, Joint resolution for the improvement of the road from Ricker corner to the Farmington line in the town of New Durham.

Amend said resolution by inserting after the word "called" in the sixth line the words, "in the town of New Durham."

On motion of Mr. Small of Rochester the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

The message also announced that the Senate had passed the following entitled bills and joint resolution in the passage of which it asked the concurrence of the House of Representatives.

Senate Bill No. 72 (in new draft and new title), An act relating to registration of motor vehicles by paupers.

Senate Bill No. 99, An act to legalize the action of the

Bethlehem school district taken at a special meeting of said district held on April 22, 1931.

Senate Joint Resolution No. 8, Joint resolution in favor of Mrs. Dora M. Freese.

SENATE BILLS AND JOINT RESOLUTION READ AND REFERRED

Senate Bill No. 72, in new draft and new title, An act relating to registration of motor vehicles by paupers.

Read a first and second time and referred to the Committee on Revision of the Statutes.

Senate Bill No. 99, An act to legalize the action of the Bethlehem school district taken at a special meeting of said district held on April 22, 1931.

The bill was read a first and second time.

On motion of Mr. Small of Rochester the rules were suspended and the reference of the bill to a committee dispensed with.

The bill was then ordered to a third reading.

Senate Joint Resolution No. 8, Joint resolution in favor of Mrs. Dora M. Freese.

The joint resolution was read a first and second time.

On motion of Mr. Small of Rochester the rules were suspended and the reference of the joint resolution to a committee dispensed with.

The joint resolution was then ordered to a third reading.

On motion of Mr. Durgin of Strafford at 11:05 o'clock the House adjourned.

AFTERNOON

The House met at 2 o'clock.

THIRD READINGS

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made in order.

House Bill No. 359, An act fixing the dates of the expirations of terms of office of the state board of education.

House Bill No. 367, An act amending "An act relative to the taxation of gas and electric utilities."

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 77, An act relative to the Ocean boulevard.

Senate Bill No. 78, An act relating to the salaries of the commissioners of the counties of Hillsborough and Grafton.

Severally read a third time and passed and sent to the Senate for concurrence in the amendments.

Senate Bill No. 85, An act allowing fly fishing only in Moody pond in the town of Weare.

Senate Bill No. 93, An act relating to the taking of smelt.

Senate Bill No. 99, An act to legalize the action of the Bethlehem school district taken at a special meeting of said district held on April 22, 1931.

Senate Joint Resolution No. 8, Joint resolution in favor of Mrs. Dora M. Freese.

Severally read a third time and passed and sent to the Secretary of State to be engrossed.

Senate Bill No. 94, An act to prohibit stocking.

Read a third time.

The question being,

Shall the bill pass?

On motion of Mr. McGreal of Somersworth the bill was laid upon the table.

On motion of Mr. Dow of Claremont at 2:07 o'clock the House adjourned.

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THURSDAY, APRIL 30, 1931.

The House met at 10 o'clock.

Prayer was offered by the Chaplain.

#### LEAVES OF ABSENCE

Messrs. McBride of Manchester, Winkley of Ossipee, Reed of Unity and Jennison of Walpole were granted leave of absence for Thursday on account of important business.

Mr. Roukey of Manchester was granted leave of absence for the remainder of the session on account of important business.

Mr. Towle of Freedom was granted leave of absence for Thursday, April 30, and Tuesday, May 5, on account of attending court.

#### COMMITTEE REPORTS

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred Senate Bill No. 92, An act relating to the examination of applicants for licenses to operate motor vehicles, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Winslow of Nashua for the Committee on Judiciary to whom was referred Senate Bill No. 88, An act determining the basic working day on all public improvements, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Hutchins of Stratford for the Committee on Judiciary to whom was referred Senate Bill No. 96, An act relating to examinations, appeals, bail and recognizances, in amendment of the Public Laws, chapter 366, section 3, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend Senate Bill No. 96 by adding after section 1 a new section as follows: 2. *Amendment.* Amend section 48 of Chapter 144 of the Public Laws by striking out the words "five hundred" in the 7th line thereof, and inserting in place thereof the words "two thousand," so that said section as amended shall read as follows: 49. *Recognizance.* If upon proceedings had before a justice of municipal court for any offense mentioned in this chapter which said justice of court has not jurisdiction to hear and determine, the accused shall plead not guilty, and the justice or court, on hearing the evidence, is of opinion that he is guilty of the offense charged, he shall be ordered to recognize, with two or more sufficient sureties, in a sum not less than two hundred nor more than

two thousand dollars, to appear at the next term of the superior court for the county, and to abide the order of the court and in the meantime to be of good behavior and not to violate any provision of this chapter, and to stand committed until the order is complied with.

Further amend said bill by renumbering section 2, section 3.

The report was accepted, the amendments adopted and the bill ordered to a third reading.

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills and joint resolution:

Senate Bill No. 9, An act relating to the New Hampshire Soldiers' Home.

Senate Bill No. 76, An act relating to liability insurance of state department heads and employees operating state owned motor vehicles.

Senate Bill No. 90, An act relative to laying out highways to public waters and to changes in the route of state and trunk line highways.

House Bill No. 223, An act to dissolve certain corporations.

House Bill No. 260, An act relating to the term of office and salary of the insurance commissioner.

House Bill No. 366, An act to authorize the town of Exeter to issue serial notes or bonds in the sum of twenty-five thousand dollars.

House Joint Resolution No. 125, Joint resolution in favor of Mrs. Irene L. Ravenelle. The report was accepted.

#### RESOLUTIONS

On motion of Mr. Lee of Concord,

*Resolved*, That when the House adjourns this morning it be to meet tomorrow morning at 9:00 o'clock and that when it then adjourns it adjourn to meet on Monday evening at 7:30 o'clock.

On motion of Mr. Wilson of Manchester,

WHEREAS it appears that all necessary legislative work

may be easily accomplished by Thursday, May 7th, instant, therefore be it

*Resolved*, By the House of Representatives, the Senate concurring, that the present session of the legislature be brought to final adjournment on Thursday, May 7th, instant, at five o'clock in the afternoon, and be it further

*Resolved*, That all reports, bills and joint resolutions pending at that time in either branch of the legislature, with the exception of such as have been referred to the next session of the legislature, be indefinitely postponed.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

House Bill No. 186, An act relating to the limit of compensation under the workmen's compensation law.

The message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolution, sent up from the House of Representatives:

House Bill No. 79, An act relating to the Public Service Commission.

House Bill No. 91, An act relating to the salary of the commissioner of motor vehicles.

House Bill No. 260, An act relating to the term of office and salary of the insurance commissioner.

House Bill No. 284 (in new draft and new title), An act providing for state aid for persons suffering from cancer and for the creation and appointment of a cancer commission.

House Bill No. 366, An act to authorize the town of Exeter to issue serial notes or bonds in the sum of twenty-five thousand dollars.

House Joint Resolution No. 125, Joint resolution in favor of Mrs. Irene L. Ravenelle.

The message further announced that the Senate concurred with the House of Representatives in the passage



of the following entitled bill, with amendments, in the passage of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 181, An act relative to the registration of motor vehicles.

Amend said bill by adding a new section as follows:

4. This act shall apply only to motor vehicles operated on class one and class two highways, and the laws on the statutes as of January 1st 1931 shall apply to all other roads and highways.

Renumber Section 4 to read Section 5.

On motion of Mr. Edgerly of Tuftonboro the House refused to concur in the amendment sent down from the Honorable Senate and asked for a committee of conference.

The Speaker appointed as members of the committee on the part of the House, Messrs. Hutchins of Stratford, Hammond of Manchester and Edgerly of Tuftonboro.

The message further announced that the Senate had acceded to the request of the House of Representatives for a committee of conference on

House Bill No. 261, An act relating to the regulation of small loans, and the President had named as members of such committee on the part of the Senate, Senators Hart and George.

The message also announced that the Senate had acceded to the request of the House of Representatives for a committee of conference on

House Bill No. 342, An act to exempt certain property of the Manchester Historic Association from taxation; and the President had named as members of such committee on the part of the Senate, Senators Emery and Barry.

At 10:26 o'clock the House took a recess for 20 minutes.

#### AFTER RECESS

The House was called to order and immediately took a recess for 30 minutes.

## AFTER RECESS

On motion of Mr. Carter of Nashua the rules were suspended to allow of the presentation of a report from a committee which had not previously been advertised in the journal.

Mr. Wilson of Manchester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 129, A joint resolution in favor of Guy S. Neal and others, with the recommendation that the joint resolution be laid on table to be printed and referred to Committee on Appropriations.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

On motion of Mr. Plumer of Bristol business in order at 2 o'clock was made in order at the present time.

## THIRD READINGS

On motion of Mr. Plumer of Bristol the rules were suspended and the third readings of bills by their titles made in order.

Senate Bill No. 88, An act determining the basic working day on all public improvements.

Senate Bill No. 92, An act relating to the examination of applicants for licenses to operate motor vehicles.

Severally read a third time and passed and sent to the Secretary of State to be engrossed.

Senate Bill No. 96, An act relating to examinations, appeals, bail and recognizances, in amendment of the Public Laws, chapter 366, section 3.

Read a third time and passed and sent to the Senate for concurrence in the amendment.

On motion of Mrs. Lake of Brentwood at 11:25 o'clock the House adjourned.

FRIDAY, MAY 1, 1931.

The House met at 9 o'clock according to adjournment.  
The following letter was read by the Clerk.

Portsmouth, N. H., May 1, 1931.

MR. CLARENCE A. DUBOIS,  
*Concord, N. H.*

DEAR SIR:

I shall be unable to attend the session on Friday morning.  
Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. Kemp of Acworth at 9:05 o'clock the  
House adjourned.

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MONDAY, MAY 4, 1931.

The House met at 9 o'clock according to adjournment.  
The following letter was read by the Clerk.

Portsmouth, N. H., May 4, 1931.

MR. FREDERIC E. THAYER,  
*Haverhill, N. H.*

DEAR SIR:

I shall be unable to attend the session on Monday evening.  
Will you kindly preside for me and oblige.

Yours respectfully,

HAROLD M. SMITH,  
*Speaker.*

On motion of Mr. Moore of Alstead at 7:35 o'clock the  
House adjourned.

TUESDAY, MAY 5, 1931.

The House met at 10 o'clock.

Prayer was offered by the Chaplain.

## LEAVES OF ABSENCE

Messrs. Sanborn of Enfield and Harris of Littleton were granted leave of absence for the week on account of illness.

Mr. Leahy of Claremont was granted leave of absence for the day on account of illness.

Messrs. Edgerly of Laconia, Legallee of Hudson and Leith of Lancaster were granted leave of absence for the day on account of important business.

Mr. Conner of Exeter was granted leave of absence for the remainder of the session on account of important business.

Mr. Ross of Lebanon and the delegation from Sullivan county were granted leave of absence for Wednesday on account of important business.

## MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions, sent up from the House of Representatives:

House Bill No. 35, An act in relation to the salary of the justice of the municipal court of Nashua.

House Bill No. 121, An act relating to the taking of deer in the county of Rockingham.

House Bill No. 333 (in new draft and new title), An act relating to the election of representatives to the general court.

The message further announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

House Bill No. 309, An act providing for a temporary closed season on ruffed grouse in the county of Coos.

The message further announced that the Senate had voted to concur with the House of Representatives in its amendments to the following entitled bills:

Senate Bill No. 77, An act relative to the Ocean boulevard.

Senate Bill No. 78, An act relating to the salaries of the commissioners for the counties of Hillsborough and Grafton.

The message further announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bills, in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 64, An act relating to the salaries of county solicitors.

Amend section 1 of said bill by striking out the words "by striking out the word 'twelve' in line 3 and inserting in place thereof the word 'fifteen'; further amend said section" and inserting in place thereof the following: "as amended by chapter 76 of the Laws of 1931."

Further amend said section 1 by striking out the word and figure "line 7" and inserting in place thereof the words, "in the eighth line."

On motion of Mr. Baker of Concord the House concurred in the adoption of the amendments proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 79, An act relating to the Public Service Commission.

Amend said bill by striking out the word "a" in the sixth line and inserting in place thereof the words, "an annual."

On motion of Mr. Small of Rochester the House concurred in the adoption of the amendments proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 91, An act relating to the salary of the commissioner of motor vehicles.

Amend section 1 of said bill by inserting after the words "Public Laws" the words, "as amended by chapter 166 of the Laws of 1929."

On motion of Mr. McGreal of Somersworth the House concurred in the adoption of the amendments proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 280, An act relating to oleomargarine and other butter substitutes.

Amend said bill by inserting the following new section.

2. *Procuring*. Amend section 45 of said chapter 163 by adding to the section title the words "procuring; soliciting"; further amend by adding at the end of said section the following: "It shall be unlawful for any person, except as hereinafter provided, to knowingly procure or supply oleomargarine which is in imitation of yellow butter for use in any public or charitable institution, hotel, restaurant, lunch room, lunch stand, boarding house or industrial camp in this state, or knowingly cause such oleomargarine to be used in such places. It shall be unlawful for any person, within this state, to solicit or take any order for oleomargarine which is in imitation of yellow butter, knowing or having reason to believe the same is for delivery and sale within this state"; so that said section as amended shall read as follows: 45. *Furnishing; Procuring; Soliciting*. It shall be unlawful for any person to furnish or cause to be furnished, in any hotel, boarding-house, restaurant, or at any lunch-counter, oleomargarine, butterine or any similar substance to any guest or patron of said hotel, boarding-house, restaurant or lunch-counter, without first notifying such guest or patron that the substance so furnished is not butter. It shall be unlawful for any person, except as hereinafter provided, to knowingly procure or supply oleomargarine which is in imitation of yellow butter for use in any public or charitable institution, hotel, restaurant, lunch room, lunch stand, boarding house or boarding or industrial camp in this state, or knowingly cause such oleo-



margarine to be used in such places. It shall be unlawful for any person, within this state, to solicit or take any order for oleomargarine which is in imitation of yellow butter, knowing or having reason to believe the same is for delivery and sale within this state.

Amend section 2 of said bill by renumbering it 3, also by striking out all of the third line of said section after the word "Penalty," and by striking out all that follows the word "subdivision" in the fifth line of said section to and inclusive of the word "mentioned" in the thirteenth line of said section; so that said section as amended shall read as follows: 3. *Penalty.* Amend section 47 of said chapter 163 by striking out said section and substituting in place thereof the following: 47. *Penalty.* Any person, firm, corporation or agent violating any of the provisions of the preceding sections of this subdivision shall be fined not less than twenty-five nor more than fifty dollars for the first offense, and for each subsequent offense not less than fifty nor more than one hundred dollars, or imprisoned not less than ten nor more than ninety days, or both.

Amend the last four sections of said bill by renumbering them as 4, 5, 6 and 7.

On motion of Mr. McGreal of Somersworth the House refused to concur in the adoption of the amendments proposed by the Committee on Engrossed Bills and asked for a committee of conference.

The Speaker appointed as such committee Messrs. Adams of Londonderry, Cilly of Exeter and McGreal of Somersworth.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asked the concurrence of the House of Representatives:

House Bill No. 23 (in second new draft), An act to establish a continuous highway from the East Side trunk line in Newington, then through Newington by way of the Fox Point road from and across Little bay to Durham to a junc-

tion with the New Hampshire College road at Coe's corner in Durham to a junction with the New Hampshire College road at Sawyer's in Dover.

Amend Section 5, Paragraph 1 by adding at the end thereof the following:

The state treasurer, with the approval of the governor and council, is hereby authorized, in case the governor and council deem it necessary or expedient, to execute, issue and sell the short-term notes of the state to an amount not exceeding two hundred and seventy-five thousand dollars (\$275,000.) for the purpose of paying the purchase price of the Boston and Maine Railroad bridge.

Mr. Dickinson of Swanzey moved that the House concur in the amendment sent down from the Honorable Senate.

The question being on the motion to concur.

(Discussion ensued)

Mr. Wilson of Manchester moved the previous question.

Mr. Gouin of Dover rose to a question of personal privilege and asked to be allowed to present a petition.

Mr. Wilson of Manchester withdrew his demand temporarily to allow of the presentation of a petition.

The petition was not presented.

Mr. Wilson of Manchester renewed his motion for the previous question.

Mr. Gagne of Somersworth asked that the motion be withdrawn temporarily to allow of a question.

Mr. Wilson of Manchester withdrew his motion temporarily for that purpose.

Mr. Gagne of Somersworth asked his question.

Mr. Wilson of Manchester withdrew his motion for the previous question.

(Discussion ensued)

Mr. Keefe of Dover rose to a question of personal privilege and stated his position on the bill.

Mr. Gagne of Somersworth rose to a question of personal privilege and questioned the remarks of the member speaking:

Mr. Keefe of Dover raised the point of order that the

remarks of the member speaking were not in accordance with the facts.

The Speaker ruled the point of order not well taken.

Mr. Gagne of Somersworth raised the point of order that the member speaking had made a misstatement.

The Speaker ruled the point of order well taken.

Mr. Wilson of Manchester moved the previous question.

Mr. Gagne of Somersworth rose to a question of personal privilege and desired to ask a question.

The Speaker ruled the request not in order.

Mr. Gagne of Somersworth appealed from the decision of the Speaker.

The question being,

Is the Speaker's decision correct?

Mr. Gagne of Somersworth demanded the yeas and nays but subsequently withdrew his demand, also his appeal.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the motion of Mr. Dickinson of Swanzev that the House concur in the amendment sent down from the Honorable Senate.

On a *viva voce* vote the amendment was adopted.

Mr. Keefe of Dover demanded the yeas and nays and the roll was called with the following result:

YEAS, 192

ROCKINGHAM COUNTY: Griffin of Auburn, Lake, Colby of Chester, Cheney, Haynes, Bailey, Cole, Currier of Derry, Moody of Derry, Cilley, Dudley, Moody of Greenland, Emerson, Adams of Hampton, Adams of Londonderry, Yeaton of Newcastle, Herlihy, Beane of Newington, Grandmaison, Walker, Seavey, Giles, Carmichael, Frederickson, Hodgdon of Portsmouth Ward 1, Philbrick, Pray, Yeaton of Portsmouth, Cogan, Adams of Portsmouth, Rose, Marden, Davis, Pickens, Jewell.

STRAFFORD COUNTY: Wentworth, Churchill, Layn, Jones of Dover, Henderson, Fernald, Knox, Corson, Small, Hayes.

BELKNAP COUNTY: Varney, Little, Friend, Hammond of

Gilford, Bridges, Page, Stafford, Wiley, Young of Laconia, Flanders, Quimby of Laconia, Neal, Plastridge, Wallis, Gile, Sanborn of Tilton.

CARROLL COUNTY: Berry, Gibson, Shirley, Lawless, Towle, Gale, Nickerson, Winkley, Edgerly of Tuftonboro, Sanborn of Wakefield; Clow.

MERRIMACK COUNTY: Warriner, Shaw, Hardy, Veroneau of Concord, Maxner, Lindgren, Baker of Concord, DuBois, Elkins, Blake, Dame, Bean of Concord, Brooks, Nash, Sturtevant, Freeman, Kelley of Concord, Matson, Lee, Ahern, Coates, Young of Franklin, Cogswell, Catlin, Burns, Sleeper, Powers, Lamson, Saltmarsh, Perkins of Pittsfield, Fellows, Miner.

HILLSBOROUGH COUNTY: Wilkins, Johnson, Boynton, Glading, Wilson of Manchester, Bartlett of Manchester, Hammond of Manchester, Hopkins, Robbins, Story, Boisvert of Manchester Ward 3, Willett, Lamb of Manchester Ward 4, Worthen, Stanley, Chevrette, Duda, Kearns, Caron, Drouin, Boisvert of Manchester Ward 13, Remillard, St. Germain, Carter of Merrimack, Bruce, Carter of Nashua, Winslow, Duncklee, Hogan of Nashua, Newton, Barr, Currier of Pelham, Cummings.

CHESHIRE COUNTY: Moore of Alstead, Smith of Hinsdale, Jones of Keene, Robertson, Ward of Marlborough, Dickinson of Richmond, Baker of Roxbury, Dickinson of Swanzey, Chickering of Walpole, Capron, Burbank of Winchester, Dickinson of Winchester.

SULLIVAN COUNTY: Kemp, Colby of Claremont, Dow, Putnam, Turner of Claremont, Warner, Whitcomb, Quimby of Cornish, Dandrow, Rowell, Ward of Plainfield, Osborne, Fowler of Washington.

GRAFTON COUNTY: Plumer of Alexandria, Plumer of Bristol, Webster, Guyer, Hunter, Brunelle, Thayer, Marden, Briggs, Eaton, Ross, Stearns, Merrill of Lisbon, Price, Lytle, Simpson, Perkins of Lyme, Metcalf, Merrill of Thornton, Little.

COOS COUNTY: Brungot, Burbank of Berlin, Parkhurst,

Frye, Hancock, Brown of Northumberland, Emery of Stark, Allen, Turner of Wentworth's Location.

## NAYS, 151

ROCKINGHAM COUNTY: Beane of East Kingston, Wright, Jones of Fremont, Bartlett of Kingston, Estabrook, Prescott, Whittier, Turner of Salem.

STRAFFORD COUNTY: Colcord, Swan, Crockett, Gouin, Martin, Keefe, Durnin, Tuttle, Chamberlain, Ricker, Twombly, Meader, Lacasse, Emery of Rochester, Doe of Rollinsford, Doe of Somersworth, Gagne, Houle, McGreal, McGuinness, Durgin.

BELKNAP COUNTY: Nichols, Guay, Merrill of Laconia.

CARROLL COUNTY: Donahue, Goss, Merryfield, Evans.

MERRIMACK COUNTY: Desmarais, Welch, Preston, Trow, Hirtle, Wells of Danbury, Haselton, Brown of Epsom, Prince, Hebert, Head, Woodeson, Cayency, Gilman, Hazen, Langley.

HILLSBOROUGH COUNTY: Holbrook, Wilson of Bennington, Chandler of Francestown, Moore of Goffstown, Phelps, Charois, Fogg, Wilson of Hollis, Blood, Holt, Greer, Castles, Dwyer, Sheehan, Kelley of Manchester, Milnes, Creighton, Eagan, Griffin of Manchester, Hogan of Manchester, Jennings of Manchester Ward 5, O'Brien, Carr, Conway, Currier of Manchester, Sullivan, Foley, McQueeney, O'Malley, Ryan, Burke, Cote of Manchester, Healy of Manchester Ward 8, Langton, Lambe of Manchester Ward 9, Getz, Leclerc, Barry of Manchester, Clear, Jennings of Manchester Ward 11, O'Leary, Gauthier, Letendre of Manchester, Marcotte, Guimond, Proulx, Howison, Weston, Murphy, Letendre of Nashua, Stevens of Nashua, Chasse, Papa-christos, Sweeney, Lindquist, Collins, Molloy, Bouthillier, Brodeur, Keenan, Grant.

CHESHIRE COUNTY: Chickering of Chesterfield, Firmin, Russell, Fitzgerald, Callahan, Keating, Knowlton, Gates, Duffy, Wellman, Ayer, Priest, Rice, Clark, Jennison.

SULLIVAN COUNTY: Hamlin of Charlestown, Hudson, Barry of Newport, Reed of Newport, Reed of Unity.

GRAFTON COUNTY: Huckins, Blandin, Gage, Wells, Drake, Burgault, Eastman, Wakefield, Stewart, Keniston.

COOS COUNTY: Barden, Smith of Berlin, Palmer of Berlin, Pingree, Gagne, Marie A. of Berlin, Myler, Chapell, Judd.

The amendment was concurred in and the bill sent to the Secretary of State to be engrossed.

The message also announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 97, An act relating to motor vehicle road tolls.

Senate Bill No. 98, An act enlarging the jurisdiction of certain municipal courts.

Senate Bill No. 101, An act in amendment of chapter 291, section 12 of the Public Laws.

Senate Bill No. 102, An act relating to observance of the Lord's Day.

#### SENATE BILLS READ AND REFERRED

Senate Bill No. 97, An act relating to motor vehicle road tolls.

Read a first and second time and referred to the Committee on Revision of the Statutes.

Senate Bill No. 98, An act enlarging the jurisdiction of certain municipal courts.

Senate Bill No. 101, An act in amendment of Chapter 291, Section 12 of the Public Laws.

Severally read a first and second time and referred to the Committee on Judiciary.

Senate Bill No. 102, An act relating to observance of the Lord's Day.

Mr. Small of Rochester moved that the bill be laid upon the table.

Mr. Baker of Concord called for the reading of the bill.

The bill was read in full.

Mr. McGreal of Somersworth rose to a point of information regarding the reading of the bill.



Mr. Carter of Nashua rose to a point of information as to how the members should vote who are in favor of the bill.

Mr. Hebert of Franklin rose to a parliamentary inquiry as to the status of the bill.

Mr. Ross of Lebanon rose to a parliamentary inquiry as to the status of the original bill.

On a *viva voce* vote the motion of Mr. Small of Rochester did not prevail.

Mr. Small of Rochester demanded the yeas and nays and the roll was called with the following result:

YEAS, 40

ROCKINGHAM COUNTY: Lake, Colby of Chester, Bailey, Prescott, Hodgdon of Portsmouth Ward 1, Philbrick, Cogan, Pickens.

STRAFFORD COUNTY: Corson, Twombly, Small.

BELKNAP COUNTY: Flanders.

CARROLL COUNTY: Goss, Clow.

MERRIMACK COUNTY: Trow, Hirtle, Wells of Danbury, Haselton, Young of Franklin, Woodeson, Gilman, Fellows.

HILLSBOROUGH COUNTY: Wilson of Bennington, Holt, Kelley of Manchester, Weston, Grant.

CHESHIRE COUNTY: Firmin, Ayer, Rice.

SULLIVAN COUNTY: Colby of Claremont, Barry of Newport, Reed of Newport.

GRAFTON COUNTY: Plumer of Alexandria, Perkins of Lyme, Frazer, Eastman, Metcalf, Merrill of Thornton.

COOS COUNTY: Frye.

NAYS, 293

ROCKINGHAM COUNTY: Griffin of Auburn, Cheney, Haynes, Cole, Currier of Derry, Moody of Derry, Wright, Cilley, Dudley, Jones of Fremont, Moody of Greenland, Emerson, Adams of Hampton, Bartlett of Kingston, Adams of Londonderry, Yeaton of Newcastle, Herlihy, Beane of Newington, Filion, Grandmaison, Walker, Seavey, Giles, Carmichael, Fredrickson, Pray, Yeaton of Portsmouth, McNeil, Adams of Portsmouth, Rose, Whittier, Marden, Davis, Turner of Salem, Jewell.

STRAFFORD COUNTY: Colcord, Swan, Wentworth, Crockett, Gouin, Martin, Churchill, Layn, Jones of Dover, Keefe, Durnin, Tuttle, Willson of Farmington, Fernald, Knox, Chamberlain, Ricker, Lacasse, Hayes, Doe of Rollinsford, Doe of Somersworth, Gagne, Houle, McGreal, McGuinness, Durgin.

BELKNAP COUNTY: Varney, Little, Nichols, Hammond of Gilford, Schultz, Bridges, Guay, Page, Stafford, Wiley, Merrill of Laconia, Quimby of Laconia, Plastridge, Wallis, Gile, Sanborn of Tilton.

CARROLL COUNTY: Donahue, Berry, Gibson, Shirley, Lawless, Towle, Gale, Nickerson, Winkley, Merryfield, Evans, Sanborn of Wakefield.

MERRIMACK COUNTY: Desmarais, Welch, Preston, Wariner, Shaw, Hardy, Veroneau of Concord, Maxner, Lindgren, Baker of Concord, DuBois, Elkins, Blake, Dame, Bean of Concord, Brooks, Nash, Sturtevant, Freeman, Kelley of Concord, Matson, Lee, Ahern, Coates, Brown of Epsom, Prince, Hebert, Cogswell, Catlin, Head, Burns, Powers, Lamson, Caveney, Saltmarsh, Perkins of Pittsfield, Hazen, Miner, Langley.

HILLSBOROUGH COUNTY: Wilkins, Johnson, Chandler of Francestown, Phelps, Charois, Fogg, Boynton, Glading, Wilson of Hollis, Blood, Greer, Wilson of Manchester, Bartlett of Manchester, Hammond of Manchester, Hopkins, Robbins, Story, Boisvert of Manchester Ward 3, Castles, Dwyer, Sheehan, Willett, Lamb of Manchester Ward 4, Milnes, Worthen, Carroll, Creighton, Eagan, Griffin of Manchester, Hogan of Manchester, Jennings of Manchester Ward 5, O'Brien, Trinity, Carr, Conway, Currier of Manchester, Stanley, Sullivan, Horan, McQueeney, O'Malley, Ryan, Burke, Chevrette, Cote of Manchester, Duda, Healey of Manchester Ward 8, Langton, Lambe of Manchester Ward 9, Getz, Kearns, Leclerc, Barry of Manchester, Clear, Jennings of Manchester Ward 11, O'Leary, Caron, Drouin, Gauthier, Letendre of Manchester, Marcotte, Boisvert of Manchester Ward 13, Guimond, Proulx, Remillard, St. Germain, Carter of Merrimack, Bruce, Howison,

Woods, Carter of Nashua, Murphy, Winslow, Duncklee, Letendre of Nashua, Hogan of Nashua, Stevens of Nashua, Chasse, Papachristos, Sweeney, Lindquist, Bouthillier, Brodeur, Newton, Barr, Currier of Pelham, Cummings, Keenan.

CHESHIRE COUNTY: Moore of Alstead, Chickering of Chesterfield, Russell, Smith of Hinsdale, Fitzgerald, Callahan, Keating, Knowlton, Jones of Keene, Robertson, Gates, Duffy, Wellman, Ward of Marlborough, Priest, Dickinson of Richmond, Baker of Roxbury, Clark, Chickering of Walpole, Jennison, Capron, Burbank of Winchester, Dickinson of Winchester.

SULLIVAN COUNTY: Kemp, Hamlin of Charlestown, Dow, Putnam, Turner of Claremont, Whitecomb, Quimby of Cornish, Dandrow, Hudson, Rowell, Ward of Plainfield, Osborne, Fowler of Washington.

GRAFTON COUNTY: Huckins, Blandin, Plumer of Bristol, Webster, Gage, Guyer, Hunter, Brunelle, Thayer, Wells, Marden, Chandler of Landaff, Briggs, Drake, Eaton, Ross, Stearns, Merrill of Lisbon, Price, Lytle, Simpson, Burgault, Wakefield, Stewart, Little, Colby of Wentworth, Keniston.

COOS COUNTY: Barden, Smith of Berlin, Palmer of Berlin, Pingree, Brungot, Burbank of Berlin, Gagne, Marie A. of Berlin, Myler, Chapell, Parkhurst, Judd, Emery of Stark, Allen, Turner of Wentworth's Location.

and the motion to lay the bill upon the table did not prevail.

The question being,

Shall the bill be read a second time?

(Discussion ensued)

Mr. Small of Rochester moved that the bill be indefinitely postponed, and on this motion called for a division.

A division being had 50 members voted in the affirmative and 249 members voted in the negative and the motion to indefinitely postpone did not prevail.

On motion of Mr. Wilson of Manchester the rules were suspended and the further reading of the bill was dispensed with.

Mr. Wilson of Manchester moved that the rules be further

suspended, the reference to a committee dispensed with and the bill put upon its passage at the present time.

Mr. Small of Rochester demanded the yeas and nays and the roll was called with the following result.

## YEAS, 275

ROCKINGHAM COUNTY: Griffin of Auburn, Lake, Colby of Chester, Cheney, Haynes, Bailey, Cole, Currier of Derry, Moody of Derry, Beane of East Kingston, Wright, Cilley, Dudley, Jones of Fremont, Moody of Greenland, Emerson, Adams of Londonderry, Yeaton of Newcastle, Herlihy, Beane of Newington, Filion, Grandmaison, Walker, Seavey, Giles, Carmichael, Fredrickson, Hodgdon of Portsmouth Ward 1, Pray, Yeaton of Portsmouth, McNeal, Adams of Portsmouth, Rose, Whittier, Marden, Jewell.

STRAFFORD COUNTY: Colcord, Swan, Crockett, Gouin, Martin, Churchill, Jones of Dover, Keefe, Durnin, Henderson, Fernald, Chamberlain, Meader, Lacasse, Hayes, Doe of Rollinsford, Doe of Somersworth, Gagne, Houle, McGreal, McGuinness, Durgin.

BELKNAP COUNTY: Varney, Little, Friend, Nichols, Hammond of Gilford, Schultz, Bridges, Guay, Page, Stafford, Merrill of Laconia, Young of Laconia, Plastridge, Wallis, Gile.

CARROLL COUNTY: Donahue, Berry, Gibson, Lawless, Gale, Nickerson, Winkley, Evans, Sanborn of Wakefield.

MERRIMACK COUNTY: Desmarais, Welch, Preston, Trow, Hardy, Veroneau of Concord, Maxner, Lindgren, DuBois, Elkins, Blake, Dame, Bean of Concord, Brooks, Nash, Sturtevant, Freeman, Kelley of Concord, Matson, Lee, Ahern, Coates, Brown of Epsom, Ferron, Prince, Hebert, Cogswell, Catlin, Head, Burns, Powers, Lamson, Caveney, Saltmarsh, Perkins of Pittsfield, Hazen, Miner, Langley.

HILLSBOROUGH COUNTY: Wilkins, Johnson, Holbrook, Wilson of Bennington, Chandler of Francestown, Moore of Goffstown, Phelps, Charois, Fogg, Glading, Wilson of Hollis, Greer, Wilson of Manchester, Bartlett of Manchester, Hammond of Manchester, Hopkins, Robbins, Story, Bois-

vert of Manchester Ward 3, Castles, Dwyer, Sheehan, Willett, Lamb of Manchester Ward 4, Milnes, Worthen, Carroll, Creighton, Eagan, Griffin of Manchester, Hogan of Manchester, Jennings of Manchester Ward 5, O'Brien, Conway, Stanley, Sullivan, Foley, Horan, McQueeney, O'Malley, Ryan, Burke, Chevrette, Cote of Manchester, Duda, Healey of Manchester Ward 8, Langton, Lambe of Manchester Ward 9, Getz, Kearns, Leclerc, Clear, Jennings of Manchester Ward 11, O'Leary, Caron, Drouin, Gauthier, Letendre of Manchester, Marcotte, Maynard, Boisvert of Manchester Ward 13, Guimond, Proulx, Remillard, St. Germain, Carter of Merrimack, Bruce, Howison, Woods, Carter of Nashua, Murphy, Winslow, Letendre, Hogan of Nashua, Stevens of Nashua, Chasse, Papachristos, Sweeney, Lindquist, Molloy, Bouthillier, Brodeur, Newton, Barr, Carrier of Pelham, Cummings, Keenan.

CHESHIRE COUNTY: Moore of Alstead, Chickering of Chesterfield, Russell, Smith of Hinsdale, Fitzgerald, Callahan, Keating, Knowlton, Jones of Keene, Robertson, Gates, Duffy, Wellman, Ward of Marlborough, Priest, Dickinson of Richmond, Baker of Roxbury, Clark, Chickering of Walpole, Capron, Burbank of Winchester, Dickinson of Winchester.

SULLIVAN COUNTY: Kemp, Hamlin of Charlestown, Dow, Putnam, Warner, Whitcomb, Quimby of Cornish, Dandrow, Hudson, Rowell, Ward of Plainfield, Osborne, Fowler of Washington.

GRAFTON COUNTY: Blandin, Plumer of Bristol, Webster, Gage, Guyer, Hunter, Brunelle, Thayer, Wells, Marden, Chandler of Landaff, Briggs, Drake, Eaton, Ross, Stearns, Price, Simpson, Burgault, Wakefield, Little, Keniston.

COOS COUNTY: Barden, Smith of Berlin, Palmer of Berlin, Pingree, Gagne, Marie A. of Berlin, Myler, Chapell, Parkhurst, Emery of Stark, Allen.

#### NAYS, 54

ROCKINGHAM COUNTY: Philbrick, Cogan, Davis, Turner of Salem, Pickens.



STRAFFORD COUNTY: Wentworth, Layn, Tuttle, Knox, Ricker, Twombly, Small.

BELKNAP COUNTY: Flanders, Sanborn of Tilton.

CARROLL COUNTY: Shirley, Goss, Merryfield, Clow.

MERRIMACK COUNTY: Hirtle, Wells of Danbury, Haselton, Young of Franklin, Woodeson, Sleeper, Gilman, Fellows.

HILLSBOROUGH COUNTY: Boynton, Blood, Holt, Weston, Dunclee.

CHESHIRE COUNTY: Firmin, Ayer, Rice.

SULLIVAN COUNTY: Colby of Claremont, Turner of Claremont, Barry of Newport, Reed of Newport, Reed of Unity.

GRAFTON COUNTY: Plumer of Alexandria, Merrill of Lisbon, Lytle, Perkins of Lyme, Frazer, Eastman, Metcalf, Stewart, Merrill of Thornton, Colby of Wentworth.

COOS COUNTY: Brungot, Burbank of Berlin, Frye, Hancock, Brown of Northumberland.

Mr. Baker of Concord voting Yes paired with Mr. Corson of Rochester voting No.

and the motion of Mr. Wilson prevailed.

The question being,

Shall the bill pass?

On a *viva voce* vote the bill passed and was sent to the Secretary of State to be engrossed.

#### COMMITTEE REPORT

Mr. Winslow of Nashua for the Committee on Judiciary to whom was referred Senate Bill No. 3 (in second new draft), An act providing for assistance to aged and dependent persons, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend Senate Bill No. 3, in new draft, by striking out paragraph (c) of section 2 and inserting in place thereof the following: (c) has been a resident of the particular county in which he makes application, for at least fifteen years immediately preceding his application for relief, but continuous residence shall not be deemed to be interrupted by periods of absence therefrom if the total of such periods



does not exceed three years, provided such applicant shall not have gained a legal residence out of the state during the year previous to such application; and absence in military service of the state or of the United States shall not be deemed to interrupt residence in this state or any county thereof unless a domicile is acquired outside the state or county.

Also amend Senate Bill No. 3, in new draft, by striking out the first paragraph of section 5 of the bill and inserting in place thereof the following: 5. *Regulations.* The commissioners shall from time to time prescribe and promulgate rules and regulations necessary for the carrying out of the provisions of this act to the end that such relief may be extended in a humane and efficient manner. They shall make investigations and decisions as to the amount to be granted, if any, and their decision shall be final. Any applicant shall be entitled to a hearing and opportunity to present evidence before any decision becomes effective, provided he files a petition for hearing with the commissioners within fourteen days after the date of application for aid. The commissioners shall fix the date of any such hearing to be within seven days after the petition is filed and notify the applicant and the applicant's guardian, if any, of the time and place of hearing. The decision of the commissioners shall be made fourteen days from the date of application or earlier, if no hearing is asked, or within seven days after the date of final hearing if hearing has been asked. Any applicant whose application has been rejected or allowance suspended or discontinued may not again apply for assistance until the expiration of six months from the date of his previous application or discontinuance. The commissioners shall also notify the selectmen of any town, or overseer of the poor or city clerk of any city, in which such applicant resides, of any application for aid and shall give notice to such town or city official of the time and place of any hearing and of any decision rendered. Any regulations made by them shall be in addition to but not inconsistent with the following:

Also amend paragraph (h) of section 5 of Senate Bill No. 3, in new draft, by striking out said paragraph and inserting in place thereof the following: (h) *Revocation*. Such assistance shall be revoked if a beneficiary is convicted of any criminal offense or suspended or revoked if he fails to comply with the terms of this act but shall be paid in due course if it appears that such conviction was improperly obtained.

The report was accepted.

The undersigned, a minority of the Committee on Judiciary to whom was referred Senate Bill No. 3 (in second new draft), An act providing for assistance to aged and dependent persons, being unable to agree with the majority, reported the same with the following resolution:

*Resolved:* That it is inexpedient to legislate.

ALLAN M. WILSON,  
GEORGE H. DUNCAN,  
FREDERIC E. SMALL,  
WILLIAM WESTON,  
ROBERT G. WAKEFIELD,  
SARA E. GREENFIELD,  
JOHN C. BICKFORD,  
ALBERTUS T. DUDLEY.

*A minority of the committee.*

On motion of Mr. Carter of Nashua the bill and accompanying reports with the amendment pending were laid upon the table and made a special order for Wednesday, May 6, at 10:01 o'clock.

#### TAKEN FROM THE TABLE

On motion of Mr. Keefe of Dover House Bill No. 215, An act to prohibit the use of steel traps in the county of Strafford was taken from the table.

The question being,

Shall the bill be read a third time?

(Discussion ensued)

At 1:40 o'clock the House took a recess for one hour.

## AFTER RECESS

The consideration of House Bill No. 215, An act to prohibit the use of steel traps in the county of Strafford, was resumed.

The question being,

Shall the bill be read a third time?

(Discussion ensued)

Mr. Fernald of Lee moved that the bill be indefinitely postponed.

On a *viva voce* vote the affirmative prevailed.

Mr. Keefe of Dover called for a division.

(Discussion ensued)

Mr. Keefe of Dover withdrew his call for a division and asked for another *viva voce* vote.

On a *viva voce* vote the affirmative prevailed.

Mr. Keefe of Dover renewed his call for a division.

A division being had 121 members voted in the affirmative and 48 members voted in the negative and a quorum of the House not being present at 2:02 o'clock the House was declared adjourned, the bill going over into unfinished business.

## AFTERNOON

The House was immediately called to order in afternoon session.

## COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 65, An act relating to revocation of motor boat licenses.

Senate Bill No. 77, An act relative to the Ocean boulevard.

Senate Bill No. 85, An act allowing fly fishing only in Moody pond in the town of Weare.

Senate Bill No. 88, An act determining the basic working day of all public improvements.

Senate Bill No. 92, An act relating to the examination of applicants for licenses to operate motor vehicles.

Senate Bill No. 93, An act relating to the taking of smelt.

Senate Bill No. 99, An act to legalize the action of the Bethlehem school district taken at a special meeting of said district held on April 22, 1931.

House Bill No. 225, An act for the purpose of providing a site for a state armory building in the town of Claremont.

House Bill No. 284, An act providing for state aid for persons suffering from cancer and for the creation and appointment of a cancer commission.

House Bill No. 300, An act relating to institutional exemptions.

House Bill No. 332, An act permitting the town of Bartlett, the town of Jackson, the North Conway lighting precinct, the Intervale lighting precinct and vicinity to become a village district.

House Bill No. 333, An act relating to the election of representatives to the General Court.

House Bill No. 336, An act to establish a state-aid road from Barrington to Rochester.

Senate Joint Resolution No. 8, Joint resolution in favor of Mrs. Dora M. Freese.

House Joint Resolution No. 117, Joint resolution for the improvement of the road from Ricker corner to the Farmington line in the town of New Durham.

The report was accepted.

Mr. Henderson of Durham for the Committee on Engrossed Bills to whom was referred House Bill No. 224, An act relating to life insurance, reported the same under Joint Rule No. 6, with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by inserting after the word "law" at the end of said section the following: "relative to premiums paid in fraud of creditors."

Further amend said bill by renumbering the sections now numbered 4 and 5 as 2 and 3, respectively.

On a *viva voce* vote the amendment was adopted and the

bill sent to the Senate for concurrence in the adoption of the amendment.

Mr. Henderson of Durham for the Committee on Engrossed Bills to whom was referred House Bill No. 293, An act relating to the deposit of county and town funds, reported the same under Joint Rule No. 6, with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *County Funds.* Amend section 2, chapter 39 of the Public Laws, as amended by chapter 92 of the Laws of 1929, by inserting after the word "banks" in the third line the words, "in this state," so that said section as amended shall read as follows: 2. *Deposits.* All public funds belonging to the several counties, not permanently invested, shall be deposited in such solvent bank or banks in this state as will pay the highest rate of interest on daily average balances for each month. The amount deposited in any bank shall not exceed twenty per cent of its paid up capital and surplus, unless said bank shall furnish a satisfactory bond, approved by the superior court, to secure such deposit.

On a *viva voce* vote the amendment was adopted and the bill sent to the Senate for concurrence in the adoption of the amendment.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions, sent up from the House of Representatives:

House Bill No. 68 (in new draft and new title), An act to provide for the construction and equipment of new buildings at the State Hospital.

House Bill No. 226, An act to provide for the construction and equipment of a state armory in the town of Claremont.

House Bill No. 348, An act appropriating money for improvements and equipment at the State Hospital.

House Bill No. 360, An act providing for library and additional dormitory accommodations at the Plymouth Normal School.

House Bill No. 363, An act appropriating funds to provide against an unemployment emergency at the State Prison.

House Joint Resolution No. 25, Joint resolution in favor of a breakwater at Hampton Beach.

House Joint Resolution No. 53, Joint resolution relating to Laconia state school.

House Joint Resolution No. 118, Joint resolution in favor of Arthur F. Sturtevant.

House Joint Resolution No. 122, Joint resolution in favor of Wallace Fendall.

House Joint Resolution No. 126, Joint resolution for the improvement of the Cherry Mountain and River road in the town of Jefferson.

House Joint Resolution No. 128, Joint resolution authorizing a commission to provide for representation of the state at the Century of Progress.

The message further announced that the Senate had voted to concur with the House of Representatives in its amendments to the following entitled bill:

Senate Bill No. 96, An act relating to examinations, appeals, bail and recognizances, in amendment of the Public Laws, chapter 366, section 3.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment the Senate asked the concurrence of the House of Representatives:

House Bill No. 354, An act authorizing the Public Service Commission to permit seasonal suspension of steam railroad service between Wing Road and Fabyan.

Amend section 1 of the bill by striking out the words, "October 15 to June 15" in line 3 of said section and insert-



ing in place thereof the words, "December 15 to April 15," so that said section as amended shall read as follows:

"*Section 1.* The Public Service Commission may authorize the Boston & Maine Railroad to discontinue in whole or in part, during the period from December 15 to April 15 in each or any year or so much of such period as the commission may deem expedient, the operation of passenger and freight trains between Wing Road and Fabyan, if it shall appear that such seasonal suspension of service is not inconsistent with the public good and is necessary to avoid unreasonable expense to said railroad; but no order authorizing such suspension shall be made without notice to the attorney-general and such public notice and hearing as the commission may deem reasonable.

On motion of Mr. Elkins of Concord the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message further announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bills, in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 35, An act in relation to the salary of the justice of the municipal court of Nashua.

Amend section 1 by striking out the first three lines thereof and inserting in place thereof the following: "1. *Municipal Courts.* Amend section 32, chapter 323 of the Public Laws, as amended by chapters 99 and 100 of the Laws of 1927, chapters 117 and 143 of the Laws of 1929 and chapter 70 of the Laws of 1931, by striking out said."

Further amend said section 1 by inserting after the words "In Franklin, six hundred dollars" the following:

In Rochester, nine hundred dollars;

In Littleton, six hundred dollars.

On motion of Mr. Carter of Nashua the House concurred in the adoption of the amendments proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 121, An act relating to the taking of deer in the county of Rockingham.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Deer.* Amend section 2, chapter 198 of the Public Laws, as amended by chapter 55 of the Laws of 1927 and chapter 33 of the Laws of 1931, by inserting after the word "sixteenth" in the ninth line the words, "in the county of Rockingham from December fifteenth to January first," so that said section as amended shall read as follows: 2. *Taking; Time.* Wild deer may be captured or taken after 5 a.m. and before 6 p.m. as follows: In the county of Coos, except in the towns of Dalton, Whitefield and Carroll, from October fifteenth to December first; in the county of Grafton, and the towns of Dalton, Whitefield and Carroll in the county of Coos, from November first to December sixteenth; in the county of Carroll from November fifteenth to December sixteenth; in the county of Cheshire from December first to December sixteenth; in the county of Rockingham from December fifteenth to January first, and from all the other counties in the state from December first to January first.

On motion of Mr. Adams of Londonderry the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

Senate Bill No. 78, An act relating to the salaries of the commissioners for the counties of Hillsborough and Grafton.

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Salaries.* Amend section 28 of chapter 38 of the Public Laws, as amended by chapter 111 of the Laws of 1927, by striking out the word "eighteen" after the word.

Amend section 2 of said bill by inserting after the word

“effect” the words, “as of,” so that said section as amended shall read as follows:

2. *Takes Effect.* This act shall take effect as of April 1, 1931.

On motion of Mr. Hammond of Manchester the House concurred in the adoption of the amendments proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

The message also announced that the Senate had passed the following joint resolution, in the passage of which it asked the concurrence of the House of Representatives:

Senate Joint Resolution No. 11, Joint resolution relating to the sesqui-centennial of the birth of Daniel Webster.

#### SENATE JOINT RESOLUTION READ AND REFERRED

Senate Joint Resolution No. 11, Joint resolution relating to the sesqui-centennial of the birth of Daniel Webster.

Read a first and second time and referred to the Committee on Appropriations.

#### COMMITTEE REPORT

Mr. Cummings of Peterborough, for the Committee on Mileage made the following report:

*Resolved:* That each member and officer of the Senate and House of Representatives be allowed the number of miles set opposite his or her name in the accompanying list, and that the clerk be instructed to make the mileage roll in accordance therewith:

#### ROCKINGHAM COUNTY

Nellie G. Lake, Auburn	216	\$43.20
William N. Colby, Chester	252	50.40
Forrest A. Cheney, Danville	252	50.40
Henry P. Haynes, Deerfield	360	72.00
Frank W. Emerson, Hampstead	90	18.00
Loren H. Bailey, Derry	72	14.40
Charles Francis Adams, Hampton	288	57.60

Ruth G. Bartlett, Kingston	90	\$18.00
Harry S. Yeaton, Newcastle	108	21.60
Louis C. Beane, Newington	108	21.60
Louis P. Fillion, Newmarket	90	18.00
Arthur E. Seavey, North Hampton	432	86.40
Fred C. Giles, Northwood	198	39.60
Frederic R. Carmichael, Nottingham	90	18.00
Ernest E. Frederickson, Portsmouth	108	21.60
Charles Hodgdon, Portsmouth	72	14.40
William A. Hodgson, Portsmouth	72	14.40
James R. McNeil, Portsmouth	72	14.40
Edward H. Adams, Portsmouth	90	18.00
Newell P. Marden, Rye	216	43.20
William A. Turner, Salem	108	21.60
Earl H. Pickens, Seabrook	432	86.40
Henry L. Jewell, Stratham	216	43.20

## STRAFFORD COUNTY

Ralph S. Colcord, Barrington	252	\$50.40
L. S. Fernald, Lee	90	18.00
William H. Knox, Madbury	180	36.00
Moses G. Chamberlain, Milton	90	18.00
Harry L. Meader, Rochester	126	25.20
Woodbury E. Durgin, Strafford	270	54.00

## BELKNAP COUNTY

Harry E. Little, Barnstead	72	\$14.40
Fred W. Friend, Belmont	72	14.40
Clarence E. Nichols, Center Harbor	180	36.00
Leon W. Schultz, Gilmanton	360	72.00
Frank C. Plastridge, New Hampton	216	43.20
John S. Wallis, Sanbornton	216	43.20

## CARROLL COUNTY

James F. Donahue, Bartlett	90	\$18.00
Arthur R. Shirley, Conway	432	86.40
Charles M. Towle, Freedom	324	64.80
Arthur P. Gale, Jackson	144	28.80

Edgar S. Goss, Moultonboro	432	\$ 86.40
Everett Merryfield, Sandwich	540	108.00
Frank P. Evans, Tamworth	792	158.40
John A. Edgerly, Tuftonboro	756	151.20

## MERRIMACK COUNTY

Mark E. Warriner, Bow	90	\$18.00
Joseph H. Trow, Bradford	72	14.40
Sterling A. Hirtle, Canterbury	216	43.20
Charles A. Maxner, Concord	108	21.60
H. B. Lindgren, Concord	90	18.00
John H. Haselton, Dunbarton	180	36.00
E. H. Catlin, Hill	288	57.60
Mary H. Head, Hooksett	72	14.40
Timothy F. Burns, Hopkinton	144	28.80
Edwin H. Sleeper, Loudon	288	57.60
Albert H. Lamson, New London	180	36.00
Udgere Veroneau, Pembroke	90	18.00
Sherman P. Fellows, Salisbury	144	28.80
Herman J. Hazen, Sutton	90	18.00
Aubrey T. Langley, Wilmot	72	14.40

## HILLSBOROUGH COUNTY

Harold H. Wilkins, Amherst	72	\$14.40
Alonzo H. Holbrook, Bedford	108	21.60
Joseph H. Chandler, Francestown	180	36.00
Henry A. Wilson, Hollis	324	64.80
Howard S. Legallee, Hudson	72	14.40
John A. Reid, Litchfield	324	64.80
Oliver Holt, Lyndeboro	126	25.20
Joseph W. Remillard, Manchester	72	14.40
Aime J. Guimond, Manchester	72	14.40
Almon A. Boisvert, Manchester	72	14.40
Oscar E. Getz, Manchester	72	14.40
William J. Langton, Manchester	108	21.60
John F. Healey, Manchester	72	14.40
Frank T. Conway, Manchester	72	14.40
John Bickford, Manchester	72	14.40

Edward W. Carter, Merrimack	144	\$28.80
Willard P. Wood, Mont Vernon	180	36.00
Lorenzo Couturier, Nashua	126	25.20
Charles H. Brodeur, Nashua	144	28.80
Honore E. Bouthillier, Nashua	126	25.20
Irene L. Ravenelle, Nashua	90	18.00
William A. Molloy, Nashua	108	21.60
John F. Collins, Nashua	72	14.40
John F. Wills, Nashua	72	14.40
Carl Lindquist, Nashua	72	14.40
Earl A. Ledoux, Nashua	72	14.40
Peter Sweeney, Nashua	108	21.60
Bartholomew J. Hargreaves, Nashua	72	14.40
Arthur Papachristos, Nashua	90	18.00
Delphis E. Chasse, Nashua	126	25.20
George F. Stevens, Nashua	72	14.40
Austin H. Hogan, Nashua	72	14.40
Alphonse J. Levesque, Nashua	90	18.00
John Letendre, Nashua	90	18.00
Eliot A. Carter, Nashua	72	14.40
Brainard P. Newton, New Boston	90	18.00
Richard H. Currier, Pelham	360	72.00
M. J. Grant, Weare	180	36.00

## CHESHIRE COUNTY

Harvey T. Moore, Alstead	216	\$43.20
Moses H. Chickering, Chesterfield	666	133.20
Frederic A. J. Wilder, Gilsum	360	72.00
John H. Smith, Hinsdale	720	144.00
Wilder F. Gates, Keene	72	14.40
John A. Ayer, Marlow	576	115.20
Harold J. Dickinson, Richmond	504	100.80
Edward E. Baker, Roxbury	108	21.60
Albert F. Chickering, Walpole	324	64.80
H. J. Jennison, Walpole	324	64.80
George A. Capron, Westmoreland	360	72.00
Winfred C. Burbank, Winchester	522	104.40
John H. Dickinson, Winchester	612	122.40



## SULLIVAN COUNTY

Weston O. Kemp, Acworth	432	\$86.40
Ada E. Hamlin, Charlestown	360	72.00
Elwin W. Quimby, Cornish	144	28.80
William B. Dandrow, Goshen	216	43.20
Glenn H. Hudson, Grantham	396	79.20
Willis A. Reed, Newport	72	14.40
Herbert E. Ward, Plainfield	252	50.40
Lee Osborne, Sunapee	108	21.60
Frank Reed, Unity	288	57.60
George P. Fowler, Washington	468	93.60

## GRAFTON COUNTY

Ernest A. Long, Bethlehem	180	\$36.00
Alfred W. Guyer, Hanover	180	36.00
E. H. Hunter, Hanover	180	36.00
Mark K. Marden, Holderness	180	36.00
Charles S. Chandler, Landaff	108	21.60
Frederick O. Stearns, Lebanon	90	18.00
Anthony Burgault, Lyman	288	57.60
Everett E. Eastman, Orange	180	36.00
Olin N. Renfrew, Orford	108	21.60
John P. Metcalf, Piermont	216	43.20
Kenneth G. Bell, Plymouth	216	43.20
Albert D. Merrill, Thornton	72	14.40

## COOS COUNTY

Hilda C. F. Brungot, Berlin	144	\$28.20
Selden G. Thompson, Carroll	216	43.20
Irvin G. Chappell, Clarksville	360	72.00
Albion Parkhurst, Columbia	72	14.40
Harold M. Frye, Dalton	108	21.60
Roy G. Hamlin, Gorham	72	14.40
W. H. Morrison, Gorham	72	14.40
F. M. Hancock, Milan	288	57.60
Willie N. Judd, Pittsburg	288	57.60
Jerry W. Emery, Stark	360	72.00
J. R. Turner, Wentworth's Location	1080	216.00

## SENATE

Arthur T. Appleton, Dublin	216	\$43.20
James C. Farmer, Newbury	108	21.60
Charles R. Blake, Nashua	72	14.40
Adin S. Little, Hampstead	360	72.00
Thomas E. Fernald, Nottingham	252	50.40
Dana A. Emery, Manchester	72	14.40
William H. Barry, Nashua	72	14.40
Aime Martel, Manchester	72	14.40

## EMPLOYEES

Guy S. Neal, Aeworth	504)	
	28)	\$106.40
W. Robert Harris, Manchester	90	18.00
George A. Simpson, Center Harbor	180	36.00
Wallace S. Thompson, Wilmot	108	21.60
Harvey E. Stowe, Auburn	198	39.60
Benjamin H. Bragg, Alstead	24	4.80
Arthur M. Clark, Portsmouth	108	21.60
Clinton K. Barton, Croydon	288	57.60
Helen M. Young, Tilton	216	43.20
Herbert V. Johnson, Berlin	108	21.60
Harry G. Parshley, Strafford	216	43.20
Alice V. Flanders, Henniker	72	14.40
Arthur A. Tilton, Laconia	180	36.00
Walt M. Goodale, Merrimack	72	14.40
Edward L. Bacon, Rochester	108	21.60
Bessie A. Callaghan, Manchester	144	28.80

The report was accepted.

## RESOLUTION

Mr. Beane of East Kingston offered the following:

WHEREAS, The House has passed a resolution asking the gentlemen to remove their hats when passing through the hall of flags.

WHEREAS, The ladies have all of the privileges of these men except jury duty.

*Resolved*, That the ladies be kindly requested to remove their hats when passing by the flags near the main entrance to the State House.

The question being on the resolution.

Mrs. Howison of Milford moved to amend the resolution by making it permissible for the ladies to salute the flags without removing their hats.

The question being on the amendment.

On motion of Mr. Schultz of Gilmanton the resolution was indefinitely postponed.

On motion of Miss Myler of Berlin at 2:30 o'clock the House adjourned.

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### WEDNESDAY, MAY 6, 1931.

The House met at 10 o'clock.

Prayer was offered by the Rev. Mr. Little of Barnstead.

#### LEAVES OF ABSENCE

Messrs. Marden of Holderness and Jennison of Walpole were granted leave of absence for the day on account of important business.

Mr. Miner of Warner was granted leave of absence for Thursday on account of important business.

#### COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 78, An act relating to the salaries of the commissioners for the counties of Hillsborough and Grafton.

Senate Bill No. 102, An act relating to observance of the Lord's Day.

House Bill No. 35, An act in relation to the salary of the justice of the municipal court of Nashua.

House Bill No. 64, An act relating to the salaries of county solicitors.

House Bill No. 68, An act to provide for the construction and equipment of new buildings at the state hospital.

House Bill No. 91, An act relating to the salary of the commissioner of motor vehicles.

House Bill No. 121, An act relating to the taking of deer in the county of Rockingham.

House Bill No. 226, An act to provide for the construction and equipment of an armory in the town of Claremont.

House Bill No. 271, An act to exempt from taxation the property of the Exeter Hospital of Exeter.

House Bill No. 329, An act amending the charter of the New Hampshire Centennial Home for the Aged.

House Bill No. 342, An act to exempt certain property of the Manchester Historic Association from taxation.

House Bill No. 348, An act appropriating money for improvements and equipment at the state hospital.

House Bill No. 360, An act providing for library and additional dormitory accommodations at the Plymouth Normal School.

House Bill No. 363, An act appropriating funds to provide against an unemployment emergency at the state prison.

House Joint Resolution No. 25, Joint resolution in favor of a breakwater at Hampton beach.

House Joint Resolution No. 53, Joint resolution relating to Laconia State School.

House Joint Resolution No. 118, Joint resolution in favor of Arthur F. Sturtevant.

House Joint Resolution No. 122, Joint resolution in favor of Wallace Fendall.

House Joint Resolution No. 126, Joint resolution for the improvement of the Cherry Mountain and River road, in the town of Jefferson.

House Joint Resolution No. 128, Joint resolution authorizing a commission to provide for representation of the state at the Century of Progress.

House Bill No. 79, An act relating to the public service commission.

The report was accepted.

## COMMITTEE DISCHARGED

On motion of Mr. Baker of Concord the Committee of Conference on House Bill No. 261, An act relating to the regulation of small loans, was discharged from further consideration of the bill.

On motion of the same member the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

## COMMITTEE REPORT

Mr. Page of Laconia for the special committee consisting of the delegation from the city of Laconia to whom was referred Senate Bill No. 81, An act relating to the police commission of Laconia, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Page of Laconia for the special committee consisting of the delegation from the city of Laconia to whom was referred Senate Bill No. 86, An act relative to the election of officers of the city of Laconia, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Page of Laconia for the special committee consisting of the delegation from the city of Laconia to whom was referred Senate Bill No. 91, An act empowering the city of Laconia to purchase the Laconia Water Company, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes, to whom was referred Senate Bill No. 72,

in new draft and with new title, An act relating to registration of motor vehicles by paupers, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wilson of Manchester for the Committee on Rules reported the following entitled bill, House Bill No. 368, An act regarding standard time within the state, with the recommendation that the bill be referred to the House as a Committee of the Whole.

The report was accepted and the bill read a first and second time.

On motion of Mr. Shaw of Chichester the bill was laid upon the table.

On motion of Mr. Wilson of Manchester the rules were suspended to allow of the presentation of a report from a committee which had not previously been advertised in the journal.

Mr. Weston of Milford for the Committee on Judiciary to whom was referred Senate Bill No. 101, An act in amendment of Chapter 291, Section 12, of the Public Laws, reported the same, in a new draft and with a new title, with the recommendation that the bill in its new draft and with its new title ought to pass.

The report was accepted and the bill in its new draft read a first and second time.

On motion of Mr. Wilson of Manchester the rules were suspended, the printing of the bill dispensed with and the bill made in order for a third reading by its title at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Winslow of Nashua for the Committee on Judiciary to whom was referred Senate Bill No. 98, An act enlarging the jurisdiction of certain municipal courts, reported the same with the recommendation that the bill ought to pass.



The report was accepted and the bill ordered to a third reading.

SPECIAL ORDER

Mr. Carter of Nashua called for the special order Senate Bill No. 3, An act providing for assistance to aged and dependent persons.

Reported from the Committee on Judiciary with an amendment and the recommendation that the bill as amended ought to pass.

A minority of the Committee on Judiciary reported with the resolution that it is inexpedient to legislate.

The question being on the amendment.

On a *viva voce* vote the amendment was adopted.

Mr. Elkins of Concord offered the following amendment.

Amend section 2 of said bill by striking out in the second line the figures "65" after the words "the age of" and inserting in place thereof the figures "70" so that said section as amended will read as follows:

2. *Assistance, to Whom.* Old age relief or assistance shall be given to any person of the age of 70 years, who

(a) is unable to support himself and has no children or other persons of sufficient ability to pay and responsible for his support under the laws of New Hampshire;

(b) has been a citizen of the United States for at least fifteen years before making application for old age assistance;

(c) has been a resident of the particular county in which he makes application, for at least fifteen years immediately preceding his application for relief, but continuous residence shall not be deemed to be interrupted by periods of absence therefrom if the total of such periods does not exceed three years; provided such applicant shall not have gained a legal residence out of the state during the year previous to such application, and absence in military service of the State or of the United States shall not be deemed to interrupt residence in this state or any county thereof unless a domicile is acquired outside the state or county.

The question being on the amendment.

(Discussion ensued)

On a *viva voce* vote the amendment was adopted.

Mr. Carter of Nashua moved that the bill be referred to the next legislature.

The question being on the motion of Mr. Carter of Nashua.

(Discussion ensued)

Mr. Adams of Portsmouth moved the previous question.

The question being

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being

Shall the bill be referred to the next legislature?

On a *viva voce* vote the motion did not prevail.

Mr. Wilson of Manchester called for a division.

A division being had 74 members voted in the affirmative and 222 members voted in the negative and the motion did not prevail.

The bill was then ordered to a third reading.

On motion of Mr. McGreal of Somersworth the rules were suspended and the bill made in order for a third reading by its title at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence in the amendment.

On motion of Mr. Baker of Concord House Bill No. 261, An act relating to the regulation of small loans, was recalled from the Secretary of State.

On motion of the same member the vote whereby the House concurred in the amendment sent down from the Honorable Senate was rescinded.

Mr. Baker of Concord asked unanimous consent to move a reconsideration of the vote whereby the House adopted an amendment to the amendment sent down from the Honorable Senate.

Unanimous consent was granted.

On motion of the same member the vote whereby the House adopted an amendment to the amendment sent down from the Honorable Senate was rescinded.

On motion of the same member the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

#### UNFINISHED BUSINESS

Mr. Carter of Nashua called for the unfinished business House Bill No. 147, An act to establish a probation department in the State Board of Public Welfare.

The question being on the amendment offered by Mr. Carter of Nashua to strike out the words in the report of the committee, "inexpedient to legislate," and insert in place thereof the words, "ought to pass."

Mr. Carter withdrew his amendment and offered the following amendment.

Amend said bill by striking out the words in the report of the committee, "inexpedient to legislate," and inserting in place thereof the words "ought to pass with amendment."

The question being on the amendment,

Mr. Wilson of Manchester moved that the reading of the amendment be waived and the bill and amendment be indefinitely postponed.

The question being on the motion of Mr. Wilson of Manchester.

(Discussion ensued)

Mr. Wilson of Manchester moved the previous question.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the motion of Mr. Wilson of Manchester.

Mr. Carter of Nashua called for a division.

A division being had 220 members voted in the affirmative and 68 members voted in the negative and the motion to indefinitely postpone prevailed.

#### COMMITTEE DISCHARGED

On motion of Mr. Adams of Londonderry the Committee of Conference having under consideration House Bill No.

280, An act relating to oleomargarine and other butter substitutes was discharged from further consideration of the bill.

On motion of the same member the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

#### COMMITTEE REPORT

Mr. Cummings of Peterborough, for the Committee on Mileage, made the following supplementary report:

*Resolved*, That each member and officer of the House of Representatives be allowed the number of miles set opposite his name in the accompanying list and that the Clerk be instructed to make the mileage roll in accordance therewith:

#### MERRIMACK COUNTY

Alice V. Flanders, Henniker	6	\$ 1.20
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#### HILLSBOROUGH COUNTY

John Healey, Ward S, Manchester	90	\$18.00
Oscar F. Bartlett, Manchester	72	14.40
Louis E. Gauthier, Manchester	72	14.40
James C. Barr, New Ipswich	108	21.60
Eugene W. Dunklee, Nashua	72	14.40

#### CHESHIRE COUNTY

George W. Wilder, Rindge	100	\$20.00
Wakefield Dort, Keene	468	93.60

The report was accepted.

#### TAKEN FROM THE TABLE

On motion of Mr. Pingree of Berlin Senate Bill No. 44, An act relating to the taking of deer was taken from the table.

The question being on the amendment offered by the Committee on Fisheries and Game.

Mr. Pingree of Berlin moved that the bill with the amendment pending be indefinitely postponed.

The question being on the motion of Mr. Pingree of Berlin.

(Discussion ensued)

Mr. Callahan of Keene moved the previous question.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the motion of Mr. Pingree of Berlin.

On a *viva voce* vote the motion prevailed and the bill was indefinitely postponed.

At 12:25 o'clock the House took a recess for one hour and twenty minutes.

After recess

The House was called to order.

The Speaker declared the House to be in recess.

After recess

The House was called to order.

On motion of Mr. Elkins of Concord the House resolved itself into a Committee of the Whole for the consideration of House Bill No. 368, An act regarding standard time within the state.

The bill was taken from the table.

The Speaker appointed as chairman Mr. Elkins of Concord.

#### IN COMMITTEE OF THE WHOLE

##### HOUSE

The House took a recess.

After recess

The House was called to order.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in its adoption of the amendments

offered by the Committee on Engrossed Bills to the following entitled bills and joint resolutions:

House Bill No. 224 (in new draft), An act relating to life insurance.

House Bill No. 293 (in new draft and new title), An act relating to the deposit of county and town funds.

The message further announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bills, in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

Senate Bill No. 96, An act relating to examinations, appeals, bail and recognizances, in amendment of the Public Laws, chapter 366, section 3.

Amend the title of said bill by striking out the same and inserting in place thereof the following: "An act relating to bail and recognizance."

Amend section 2 of said bill by striking out the word "of" in the ninth line and inserting in place thereof the word, "or."

On motion of Mr. Pray of Portsmouth the House concurred in the adoption of the amendments proposed by the Committee on Engrossed Bills.

The bill was then sent to the Secretary of State to be engrossed.

The message also announced that the Senate acceded to the request of the House of Representatives for a Committee of Conference on

House Bill No. 280, An act relating to oleomargarine and other butter substitutes, and the president had appointed as members of such committee on the part of the Senate, Senators Little and Colbath.

The House took a recess.

After recess

The House was called to order.

On motion of Mr. Pingree of Berlin the rules were suspended to allow of the presentation of reports from a committee which had not previously been advertised in the journal.



Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred Senate Joint Resolution No. 11, A joint resolution relating to the sesqui-centennial of the birth of Daniel Webster, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 129, A joint resolution in favor of Guy S. Neal and others reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out the words and figures "that Arthur A. Tilton be allowed the sum of \$4," in lines 33 and 34 of the printed bill; further amend by striking out the words and figures "that the Union-Leader Publishing Company be allowed the sum of \$433.78," in lines 35 and 36 and inserting in place thereof the words and figures "that the Union-Leader Publishing Company be allowed the sum of \$457.78;" further amend by striking out the words and figures "that Dan Bunnell be allowed the sum of \$8," in line 38; further amend by striking out the words and figures "that the Foster Daily Democrat be allowed the sum of \$4.71," in lines 40 and 41 and inserting in place thereof the words and figures "that the Foster Daily Democrat be allowed the sum of \$6.00;" further amend by striking out the words and figures "that the Nashua Telegraph be allowed the sum of \$4.16", in lines 41 and 42 and inserting in place thereof the words and figures "that the Nashua Telegraph be allowed the sum of \$3.80"; further amend by striking out the period at the end of line 46 and insert in place thereof a semicolon and the words and figures "for deficit in legislative appropriation for the year ending June 30, 1931, the sum of \$16,398.79."

The report was accepted.

The reading of the amendment having commenced on

motion of Mr. Pingree of Berlin further reading was dispensed with.

The amendment was adopted and the joint resolution ordered to a third reading.

On motion of Mr. Dickinson of Swanzey the rules were suspended to allow of the presentation of a report from a committee which had not previously been advertised in the journal.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 369, An act to provide for the assessment and collection of an annual state tax for the term of two years, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill read a first and second time.

On motion of Mr. Dickinson of Swanzey the rules were suspended, the printing of the bill and its reference to a committee dispensed with and the bill made in order for a third reading by its title at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Hammond of Manchester the rules were suspended to allow of the presentation of a report from a committee which had not previously been advertised in the journal.

Miss Doe of Rollinsford for the Committee on Revision of the Statutes to whom was referred Senate Bill No. 97, An act relating to motor vehicle road tolls, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

#### RESOLUTION

On motion of Mr. Worthen of Manchester,

*Resolved:* That smoking may be permitted in the House for the remainder of the 1931 session.

On motion of Mr. Small of Rochester at 4:10 o'clock the House adjourned.

## AFTERNOON

The House was immediately called to order in afternoon session.

## THIRD READINGS

On motion of Mr. Elkins of Concord the rules were suspended and the third readings of bills by their titles and joint resolutions by their captions made an order.

Senate Joint Resolution No. 11, Joint resolution relating to the sesqui-centennial of the birth of Daniel Webster.

Senate Bill No. 97, An act relating to motor vehicle road tolls.

Senate Bill No. 98, An act enlarging the jurisdiction of certain municipal courts.

Severally read a third time and passed and sent to the Secretary of State to be engrossed.

House Joint Resolution No. 129, Joint resolution in favor of Guy S. Neal and others.

Read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Wright of Epping at 4:15 o'clock the House adjourned.

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THURSDAY, MAY 7, 1931.

The House met at 10 o'clock.

Prayer was offered by the chaplain.

## IN JOINT CONVENTION

The Honorable Senate being present the convention was addressed by His Excellency the Governor.

The convention rose.

## HOUSE

## COMMITTEE REPORTS

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and

found correctly engrossed the following entitled bills and joint resolution.

Senate Bill No. 96, An act relating to bail and recognizances.

Senate Bill No. 97, An act relating to motor vehicle road tolls.

Senate Bill No. 98, An act enlarging the jurisdiction of certain municipal courts.

House Bill No. 23, An act to establish a continuous highway from the East Side trunk line in Newington, then through Newington by way of the Fox Point road from and across Little bay to Durham to a junction with the New Hampshire College road at Coe's corner in Durham to a junction with the New Hampshire College road at Sawyer's in Dover.

House Bill No. 224, An act relating to life insurance.

House Bill No. 280, An act relating to oleomargarine and other butter substitutes.

House Bill No. 293, An act relating to the deposit of county and town funds.

House Bill No. 337, An act to provide for a state budget system and financial control.

House Bill No. 354, An act authorizing the public service commission to permit seasonal suspension of steam railroad service between Wing Road and Fabyan.

House Bill No. 357, An act construing "An act relating to the powers of the school district of Hanover," approved April 14, 1931.

House Bill No. 358, An act authorizing the county of Belknap to issue bonds.

House Bill No. 359, An act fixing the dates of the expirations of terms of office of the state board of education.

House Bill No. 367, An act amending "An act relative to the taxation of gas and electric utilities."

House Bill No. 369, An act to provide for the assessment and collection of an annual state tax for the term of two years.

Senate Joint Resolution No. 11, Joint resolution relating to the sesquicentennial of the birth of Daniel Webster.

The report was accepted.

Mr. Elkins of Concord for the Committee of the Whole to whom was referred House Bill No. 368, An act regarding standard time within the state, reported the same with the following resolution:

*Resolved*, That the bill be laid upon the table.

The question being on the resolution reported by the committee.

On motion of Mr. McGreal of Somersworth the bill and report were indefinitely postponed.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions, sent up from the House of Representatives:

House Bill No. 337, An act to provide for a state budget system and financial control.

House Bill No. 357, An act construing "An act relating to the powers of the school district of Hanover" approved April 14, 1931.

House Bill No. 358, An act authorizing the county of Belknap to issue bonds.

House Bill No. 359, An act fixing the dates of the expirations of terms of office of the State Board of Education.

House Bill No. 367, An act amending "An act relative to the taxation of gas and electric utilities."

House Joint Resolution No. 123, Joint resolution in favor of the Sibley Oil Company.

Senate Bill No. 101, in House new draft and new title, An act relating to conservators.

House Bill No. 369, An act to provide for the assessment and collection of an annual state tax for the term of two years.

The message further announced that the Senate con-

curred with the House of Representatives in the passage of the following joint resolution, with amendment, in the passage of which amendment the Senate asked the concurrence of the House of Representatives:

House Joint Resolution No. 129, Joint resolution in favor of Guy S. Neal and others.

Amend said resolution by striking out the figures, "\$468," in line 22 after the word, "of," and substituting therefor the figures, "\$520," so that the resolution as amended shall read as follows:

"That Guy S. Neal, sergeant-at-arms and Raymond B. Lakeman, sergeant-at-arms be allowed the sum of \$472.50 each; that Clinton K. Barton, custodian, be allowed the sum of \$416; that Arthur A. Tilton, Harvey E. Stowe, W. B. Plummer, David O'Shan, William W. Allen, doorkeepers, be allowed the sum of \$416; that George A. Simpson, warden, be allowed the sum of \$416; that Ross P. Sanborn, assistant warden, be allowed the sum of \$416; that Charles A. Cloutman, Eli Langlois, Walt M. Goodale, George H. Cross, Wallace S. Thompson, Edward L. Bacon, William J. King, messengers, be allowed the sum of \$416 each; that W. Robert Harris, Harry G. Parshley, Charles C. Sargent, Herbert V. Johnson, Arthur M. Clark, pages, be allowed the sum of \$260 each; that Percy S. Congdon, Speaker's page, be allowed the sum of \$315; that Harrie M. Young and Benjamin F. Greer, clerk of the House and Senate, respectively, be allowed the sum of \$300 each; that Cyril J. Fretwell and Frank M. Ayer, assistant clerk of the House and Senate, respectively, be allowed the sum of \$300 each; that Edwin B. Young, chaplain, be allowed the sum of \$416; that Alice V. Flanders, House stenographer, be allowed the sum of \$832; that Bessie A. Callaghan, Senate stenographer, be allowed the sum of \$832; that Marion C. Colby, stenographer, be allowed the sum of \$624; that Frances C. Barnard, stenographer, be allowed the sum of \$624; that Evelyn S. Conway, stenographer, be allowed the sum of \$624; that Ruth Cotton, stenographer, be allowed the sum of \$520; that Helen M. Young, stenographer,

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be allowed the sum of \$572; that Marion G. Alexander be allowed the sum of \$250; that Ula M. Blake be allowed the sum of \$11; that the state house department be allowed the sum of \$945; that the Union-Leader Publishing Company be allowed the sum of \$457.78; that the Monitor-Patriot Company be allowed the sum of \$154.82; that the Laconia Evening Citizen be allowed the sum of \$2; that the Foster Daily Democrat be allowed the sum of \$6.00; that the Nashua Telegraph be allowed the sum of \$3.80; that Bektash Temple A. A. O. N. M. S. be allowed the sum of \$85.00; that the Concord Chamber of Commerce be allowed the sum of \$20; that the American Legion be allowed the sum of \$100; that the Evans Printing Co., be allowed the sum of \$772.50; for deficit in Legislative appropriation for the year ending June 30, 1930 the sum of \$16,398.79.

The Governor is hereby authorized to draw his warrant for the above sums out of any money in the Treasury not otherwise appropriated.

The message also announced that the Senate had passed a bill with the following title, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 104, An act relating to investigations by the insurance commissioner.

#### SENATE BILL READ AND REFERRED

Senate Bill No. 104, An act relating to investigations by the insurance commissioner.

The bill was read a first and second time and referred to the Committee on Insurance.

On motion of Mr. Cilley of Exeter the order referring the above bill to the Committee on Insurance was vacated and the bill referred to the Committee on Judiciary.

The House took a recess.

#### AFTER RECESS

The House was called to order.

Mr. Baker of Concord moved that House Bill No. 261, An act relating to the regulation of small loans, be recalled from the Secretary of State.

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The question being on the motion of Mr. Baker of Concord.

(Discussion ensued)

On a *viva voce* vote the motion prevailed.

On motion of Mr. Baker of Concord the House rescinded its vote of concurrence in the amendment sent down from the Honorable Senate.

Mr. Baker of Concord moved that the House concur in the amendment sent down from the Honorable Senate with the following amendment.

Amend section 3 by striking out the word and figures "July 1, 1932" and inserting in place thereof the word and figures "January 1, 1932."

On a *viva voce* vote the amendment as amended was adopted.

The bill was then sent to the Senate for concurrence in the amendment.

#### TAKEN FROM THE TABLE

On motion of Mr. McGreal of Somersworth Senate Bill No. 94, An act to prohibit stocking, was taken from the table.

Mr. McGreal of Somersworth moved that the bill be indefinitely postponed.

The question being on the motion of Mr. McGreal of Somersworth.

(Discussion ensued)

Mr. McGreal of Somersworth withdrew his motion.

The bill was then read a third time and passed and sent to the Senate for concurrence in the amendment.

The House then took a recess until 1:59 o'clock.

After recess

The House was called to order.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following joint resolutions, sent up from the House of Representatives:

House Joint Resolution No. 127, Joint resolution for the investigation of county affairs.

The message also announced that the Senate had voted to concur with the House of Representatives in its amendments to the following entitled bill:

Senate Bill No. 3 (in second new draft), An act providing for assistance to aged and dependent persons.

The House took a recess.

After recess

The House was called to order.

On motion of Mr. Cummings of Peterborough the mileage roll was amended by striking out the words and figures "Wakefield Dort, Keene 468 \$93.60."

The House took a recess.

After recess

The House was called to order.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate has voted to concur with the House of Representatives in its amendments to the following entitled bills:

Senate Bill No. 94, An act to prohibit stocking.

House Bill No. 261, An act relating to the regulation of small loans.

The message further announced that the Senate receded from its amendment to House Bill No. 181, An act relating to the registration of motor vehicles and has adopted the amendment proposed by the Committee on Engrossed Bills.

Amend Section 2 of House Bill No. 181 by inserting after the word "Weight," as the same appears, the words, "Damage to Bridges," and by adding at the end thereof the following:

The owner and the operator of any vehicle of four wheels or less, equipped with pneumatic tires, whose gross weight including load is more than twenty thousand pounds or of any vehicle of six wheels on three axles, equipped with

pneumatic tires as provided herein, whose gross weight including load is more than twenty-six thousands pounds, shall, if such vehicle is operated upon a Class III, IV, V, or VI Highway, be absolutely liable for any injury or damage caused to any bridge on such highway to the town, city, or other agency maintaining the same; so that as amended said section shall read:

2. *Weight, Damage to Bridges.* Amend section 22 of chapter 103 of the Public Laws by striking out the whole of said section and substituting therefor the following.

22. *Weight, Damage to Bridges.* No vehicle of four wheels or less, equipped with pneumatic tires, whose gross weight including load is more than twenty-six thousand pounds, no vehicle of six wheels on three axles and equipped with pneumatic tires and having no two adjacent axles nearer than forty-two inches from center to center, whose gross weight including load is more than thirty thousand pounds, and no vehicle equipped with pneumatic tires having a greater weight than eighteen thousand pounds on any one axle, shall be operated on the highways of this state; and no vehicle equipped with hard rubber or other hard tires, of four wheels or less, whose gross weight including load is more than twenty thousand pounds, and having a greater weight than fifteen thousand pounds on one axle, and having a load of over seven hundred and fifty pounds per inch width of tire, concentrated on the surface of the highway (said width in the case of rubber tires to be measured between the flanges of the rim), shall be operated on the highways of this state; provided that this shall not prohibit the use of road rollers, used in the construction or maintenance of highways. The owner and the operator of any vehicle of four wheels or less, equipped with pneumatic tires, whose gross weight including load is more than twenty thousand pounds, or of any vehicle of six wheels on three axles, equipped with pneumatic tires as provided herein, whose gross weight including load is more than twenty-six thousand pounds, shall, if such vehicle is operated upon a Class III, IV, V, or VI Highway, be absolutely liable for any injury or damage

caused to any bridge on such highway to the town, city, or other agency maintaining the same.

Mr. Blandin of Bath moved that the House non-concur in the amendment and that the bill be indefinitely postponed but subsequently withdrew his motion and moved that the House non-concur in the amendment.

The question being on the motion of Mr. Blandin of Bath.  
(Discussion ensued)

On a *viva voce* vote the motion prevailed.

Mr. Carter of Nashua called for a division but subsequently withdrew his call.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills, with amendments, in the passage of which amendments the Senate asked the concurrence of the House of Representatives:

House Bill No. 364, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1932.

House Bill No. 364, Amend section 1 of the bill by striking out the figures, "\$22,150," after the word, "department," in line 11, and substituting therefor the figures, "\$23,700," and by striking out the figures, "\$5,250," in line 12 and substituting therefor the figures, "\$5,750," and by striking out the figures, "\$500," in line 13 and substituting therefor the figures, "\$800," and by striking out the figures, "\$650," in line 14 and substituting therefor the figures, "\$900," and by striking out the figures, "\$400," after the word, "blanks," in line 13, and substituting the figures, "\$900."

Further amend by striking out the figures, "\$18,800," after the word, "department," in line 16 and substituting therefor the figures, "\$20,775," and by striking out the figures, "\$8,700" after the word, "expenses," in line 17 and substituting therefor the figures, "\$10,025," and by striking out the figures, "\$2,000," at the beginning of line 18 and substituting therefor the figures, "\$2,400," and by striking out the figures, "\$700," after the word, "blanks," in line 18 and substituting therefor the figures, "\$850," and



by striking out the figures, "\$700," after the word, "report," in line 18 and substituting therefor the figures, "\$800."

Further amend by striking out the figures, "\$18,575," after the word, "department," in line 19 and substituting therefor the figures, "\$19,075," and by striking out the figures, "\$1,000," after the word, "miscellaneous," in line 22 and substituting therefor the figures, "\$1,500."

Further amend by striking out the following paragraph, "For state auditing accountant, \$9,950 as follows: salary of state auditing accountant, \$3,000; salary of assistant auditing accountant, \$2,700; clerical expenses, \$3,250; printing and office supplies, \$250; traveling expenses, \$750," and substituting the following: "Budget system and financial control, \$11,950 as follows: salary of comptroller, \$5,000; salary of assistant-comptroller, \$2,700; clerical expenses, \$3,250; printing and office supplies, \$250; travelling expenses, \$750."

Further amend by striking out the figures, "\$28,850" after the word, "commission," in line 36 and substituting therefor the figures, "\$29,750," and by striking out the figures, "\$2,000" after the word, "commissioners," in line 37 and substituting therefor the figures, "\$2,900."

Further amend by striking out the figures, "\$25,550," after the word, "department," in line 43 and substituting therefor the figures "\$25,750," and by striking out the figures, "\$1,300," after the word, "expenses," in line 47 and substituting therefor the figures, "\$1,500."

Further amend by striking out the figures, "\$495,000" after the word, "education," in line 77 and substituting therefor the figures, "\$500,000," and by adding after the word, "council," in line 90 the following, "vocational rehabilitation, \$5,000."

Further amend by striking out the figures, "\$190,675," after the word, "welfare," in line 91 and substituting therefor the figures, "\$191,075," and by striking out the figures, "\$2,600" after the word, "expense," in line 92 and substituting therefor the figures, "\$3,200," and by striking out



the figures, "\$700," after the word, "incidentals," and substituting therefor the figures, "\$1,000," and by striking out the words, "printing report \$500." By striking out words "House Bill 210, Session" and substituting the words "chapter 1."

Further amend by striking out the figures, "\$9,800" after the word, "inspection," in line 103 and substituting therefor the figures, "\$10,300," and by striking out the figures, "\$300," after the word, "expenses," and substituting therefor the figures, "\$800."

Further amend by striking out the figures, "\$50,950," after the word, "health," in line 121 and substituting therefor the figures, "\$51,950," and by striking out the figures, "\$3,000" after the word, "antitoxin," in line 124 and substituting therefor the figures, "\$3,500," and by striking out the figures, "\$21,000" after the word, "infancy," in line 125 and substituting therefor the figures, "\$21,500."

Further amend by striking out the figures, "\$18,100," after the word, "hygiene," in line 127 and substituting therefor the figures, "\$19,100," and by striking out the figures, "\$6,000" after the word, "bacteriologists," in line 128 and substituting therefor the figures, "\$6,500," and by striking out the figures, "\$2,500" after the word, "incidentals," in line 129 and substituting therefor the figures, "\$3,000."

Further amend by striking out the figures, "\$400" where it occurs in line 151 and substituting therefor the figures, "\$500."

Further amend by striking out the figures, "\$42,555," after the word, "department," in line 156 and substituting therefor the figures, "\$44,055," and by striking out the figures "\$9,500" after the word, "Building," in line 158 and substituting therefor the figures, "\$11,000."

So that said section as amended shall read: 1. *Appropriations.* The sums hereinafter mentioned are appropriated to be paid out of the treasury of the state for the purposes specified for the fiscal year ending June 30, 1932, to wit:

For the executive department, \$83,350 as follows: salary of governor, \$5,000; salary of governor's secretary, \$3,000; clerical expense, \$4,850; traveling expenses for governor's secretary, \$200; traveling expenses for governor's stenographer, \$200; council per diem and expenses, \$5,000; incidentals, office supplies, and postage, \$1,200; printing, \$500; transportation, \$700; contingent fund, \$1,500; emergency fund for protection of interests of the state, \$60,000; state house messenger, \$1,200.

For secretary of state department, \$23,700 as follows: salary of secretary \$4,000; salary of deputy, \$2,700; clerical expenses, \$5,750; incidentals, \$2,450; printing report, \$800; printing blanks, \$900; express and postage, \$900; copying ancient records, \$3,000; direct primary, \$1,200; presidential primary, \$2,000.

For treasury department, \$20,775 as follows: salary of treasurer, \$4,000; salary of deputy, \$2,700; clerical expenses, \$10,025; incidentals, \$2,400; printing blanks, \$850; printing report, \$800.

For insurance department, \$19,075 as follows: salary of commissioner, \$5,000; salary of deputy, \$1,800; clerical expenses, \$5,075; incidentals, \$2,500; printing report, \$1,000; printing blanks, \$1,000; blue sky law, salary of examiner, \$1,200; miscellaneous, \$1,500.

For bank commission, \$28,000 as follows: salary of commissioner, \$5,000; salary of deputy, \$3,000; salaries of examiners, \$5,500; salaries of accountants, \$4,000; clerical expenses, \$3,200; incidentals, \$1,000; printing report, \$1,500; printing blanks, \$500; expenses of commissioner, deputy, examiners and accountants, \$4,300.

Budget system and financial control, \$11,950 as follows: salary of comptroller, \$5,000; salary of assistant-comptroller, \$2,700; clerical expenses, \$3,250; printing and office supplies, \$250; traveling expenses, \$750.

For public service commission, \$69,575 as follows: salaries of commissioners, \$15,000; experts, clerks and assistants, \$34,175; expenses of commissioners, \$1,500; incidentals and

printing, \$10,900; lights and buoys and boat inspection, \$6,000; regulation of aviation, \$2,000.

For tax commission, \$29,750 as follows: salaries of commissioners, \$10,000; expenses of commissioners, \$2,900; clerical expenses, \$2,850; incidentals and printing, \$8,000; printing report, \$1,000; municipal accounting, \$5,000.

For purchasing agent's department, \$14,950 as follows: salary of purchasing agent, \$4,000; clerical expense, \$9,100; expenses of purchasing agent, \$350; incidentals, \$1,500.

For attorney-general's department, \$25,750 as follows: salary of attorney-general, \$4,000; salary of assistant attorney-general, \$4,000; clerical expenses of attorney-general, \$3,250; clerical expenses of assistant attorney-general, \$6,500; incidentals, \$1,000; printing blanks, \$500; traveling expenses, \$1,500; copies of wills and records, \$3,000; legacy tax and other litigation, \$1,000; supplies, \$1,000.

For enforcement prohibitory law, \$19,250 as follows: salary of commissioner, \$3,250; expenses of commissioner, \$1,000; salary of state liquor agent, \$2,400; salaries of deputies and agents, \$5,500; expenses of deputies and agents, \$5,000; clerical expense, \$1,400; incidentals, \$500; printing blanks, \$200.

For supreme court, \$47,250 as follows: salaries of justices, \$35,000; salary of clerk, \$500; salary of messenger, \$250; salary of state reporter, \$1,800; salary of stenographer for state reporter, \$600; incidentals, including expenses of justices, printing docket, transportation of state reporter, \$4,000; examination of law students, \$600; publication of law reports, \$3,000; enlargement of vault in clerk's office, \$1,500.

For superior court, \$53,250 as follows: salaries of justices, \$42,000; expenses of justices, \$8,000; transportation, \$2,500; incidentals, \$750.

For probate court, \$17,600: salaries of judges, Rockingham county, \$2,000; Strafford county, \$1,800; Belknap county, \$1,500; Carroll county, \$1,500; Merrimack county, \$2,000; Hillsborough county, \$2,500; Cheshire county,

\$1,500; Sullivan county, \$1,500; Grafton county, \$1,800; Coos county \$1,500.

For salaries of probate registers and deputies, \$20,300 as follows: Rockingham county, register, \$2,000; Rockingham county, deputy, \$1,000; Strafford county, register, \$1,800; Belknap county, register, \$1,500; Carroll county, register, \$1,500; Merrimack county, register, \$2,000; Merrimack county, deputy, \$1,200; Hillsborough county, register, \$2,00; Hillsborough county, deputy, \$800; Cheshire county, register, \$1,500; Sullivan county, register, \$1,500; Grafton county, register, \$2,000; Coos county, register, \$1,500.

For legislature expense, \$15,000.

For the state board of education, \$500,000 and, in addition, the sums paid into the state treasury as the literary fund, the forest reserve tax, the per capita tax and the tax on unorganized and other places. Of this appropriation, a sum not to exceed \$350,000 is to be expended for equalized state aid, and any balance unexpended at the end of the fiscal year shall not lapse but shall be used for further equalization purposes. The state board of education shall also receive for disbursement the income of the normal school dormitories and practice schools and the sums paid by school districts for the salaries of superintendents under Public Laws, chapter 117, section 40. In this department any balance, excepting the equalization fund, which may be unexpended in any fiscal year including the year ending June 30, 1931, shall be placed in a special fund available for use for maintenance purposes the following year by and with the consent of the governor and council. Vocational rehabilitation, \$5,000.

For board of public welfare, \$191,075 as follows: salary of secretary, \$2,750; clerical expense, \$3,200; incidentals, \$1,000; printing blanks, \$175; traveling expenses, \$1,500; aid tubercular patients, \$80,000; child welfare work, \$7,600; register of the blind, \$18,000; deaf, dumb and blind, \$25,000; aid crippled and tuberculous children, \$3,000; John Nesmith fund, income, \$3,700; mothers' aid, \$45,000, and in addition any surplus left from the funds provided for in chapter 1,

Laws of 1931, may be used for additional mothers' aid; Granite State Deaf Mute Mission, \$150.

For bureau of labor, \$6,900 as follows: salary of commissioner, \$3,000; clerical expenses, \$1,700; incidentals and travel, \$1,700; printing blanks, \$300; expenses of arbitration, \$200.

For factory inspection, \$10,300 as follows: salaries of inspectors, \$6,200; clerical expenses, \$800; incidentals and travel, \$3,000; printing blanks, \$300.

For free employment, \$3,800 as follows: assistants, \$1,500; clerical expenses, \$1,500; incidentals and travel, \$750; printing blanks, \$50.

For department of weights and measures, \$15,850 as follows: salary of commissioner, \$3,000; salaries of inspectors, \$6,000; traveling expenses, \$4,500; incidentals, \$700; clerical expenses, \$1,450; printing blanks, \$200.

For department of agriculture, \$157,350 as follows: salary of commissioner, \$3,500; salary of deputy, \$2,750; clerical expense, \$3,100; advisory board, \$300; incidentals, \$500; institutes and public meetings, \$1,500; feeding stuffs inspection, \$4,000; fertilizer inspection, \$2,000; nursery inspection, \$750; seed inspection, \$1,000; insecticides and fungicides, \$200; licensing milk dealers, \$500; printing blanks, bulletins and circulars, \$1,000; diseases of animals, \$100,000; moth suppression, \$12,500; apple grading law, \$1,000; bureau of markets, \$12,500; Granite State Dairymen's Association, \$1,000; New Hampshire Horticultural Society, \$2,000; New Hampshire Sheep Breeders Association, \$500; apiary law, \$250; dairy inspection, \$3,500; aid for agricultural fairs, \$3,000.

For board of health, \$51,950 as follows: salary of secretary, \$4,000; clerical expense, \$1,800; incidentals, \$650; printing blanks, \$500; control venereal diseases, \$6,000; tuberculosis dispensaries, \$3,000; purchase of antitoxin, \$3,500; medico-legal examinations, \$500; sanitary inspection, \$8,000; care of maternity and infancy, \$21,500; engineer, \$2,500.

For laboratory of hygiene, \$19,100 as follows: salaries of two bacteriologists, \$6,500; salary of pathologist, \$600;



clerical expense, \$3,000; incidentals, \$3,000; printing blanks and bulletins, \$2,000; salary, chief, division chemistry and sanitation, \$4,000.

For department of vital statistics, \$3,800 as follows: clerical expense, \$3,100; incidentals, \$200; printing blanks, \$500.

For adjutant-general's department, \$82,575 as follows: salary of adjutant-general, \$4,000; clerical expense, \$4,125; incidentals, \$1,000; printing blanks, \$500; officers' uniforms, \$1,950; rifle ranges, \$1,500; state armories, \$19,500; national guard, \$50,000.

For forestry department, \$76,525 as follows: salary of forester, \$3,500; field assistants, \$2,500; clerical expense, \$5,825; traveling expenses, \$1,000; incidentals, \$1,500; printing blanks, \$1,200; district chiefs, \$7,500; lookout stations, \$10,000; conferences, \$1,000; prevention of fires, \$3,000; nursery, \$10,500; forest fire bills to towns, \$5,000; reforestation, \$3,500; white pine blister rust, \$17,500; forest fire equipment, \$1,000; maintenance of public land, \$2,000.

For bounties, \$5,000 as follows: hedgehogs, \$5,000.

For G. A. R. department, \$4,350 as follows: salary, \$500; clerical expenses, \$25; incidentals, \$25; printing blanks, \$300; burial of soldiers and sailors, \$3,500.

For pharmacy commission, \$2,210 as follows: salaries, \$750; clerical expense, \$300; incidentals, \$600; printing report, \$60; printing blanks, \$100; salary of inspector, \$400.

For state dental board, \$500 as follows: salaries and expenses, \$500.

For board of optometry, \$350 as follows: compensation, \$350.

For board of chiropractors, \$600 as follows: compensation and expenses, \$600.

For registration of veterinary surgeons, \$150 as follows: compensation and expenses, \$150.

For state house department, \$44,055 as follows: salaries and pay roll, \$15,300; fuel, \$6,500; light and power, \$5,000; water, \$425; telephone operator and switchboard, \$2,530;



rent of offices, Patriot Building, \$11,000; extra labor, \$1,500; miscellaneous, \$1,800.

For state library, \$19,650 as follows: salaries, \$9,000; maintenance, \$4,000; books, periodicals and binding, \$5,000; expenses of trustees, \$150; incidentals, \$1,500.

For public library commission, \$11,100 as follows: salary of secretary, \$2,000; salary of assistant, \$1,800; clerical expense, \$1,200; incidentals, \$500; printing report, \$50; printing bulletin, \$350; traveling libraries, \$1,000; traveling libraries assistant, \$900; shipping clerk, \$200; institutes, \$500; field work, \$1,600; state aid, \$1,000.

For Soldiers' Home, \$30,000 as follows: maintenance, \$12,000; incidentals, \$12,775; printing report, \$225; emergency maintenance, \$5,000.

For development commission, \$40,000 as follows: salaries and expenses, \$40,000.

For University of New Hampshire, \$661,443.44 as follows: maintenance, \$625,443.44, extension work (Smith-Lever Act), \$36,000.

For State Hospital, \$649,792 as follows: maintenance, \$649,792.

For Industrial School, \$105,000 as follows: maintenance, \$95,000; motor equipment, \$5,000; special repairs, \$5,000.

For State Prison, \$96,000 as follows: maintenance, \$85,225; clerical expense, \$1,450; incidentals, \$5,000; printing report, \$175; printing blanks, \$150; parole officer, \$4,000.

For Laconia State School, \$190,000 as follows: maintenance, \$190,000.

For State sanatorium, \$88,000 as follows: maintenance, \$88,000.

For interest charges, \$45,301.48 as follows: teachers' institutes, \$2,388.93; Benjamin Thompson fund, \$31,887.27; Agricultural College fund, \$4,800; Hamilton Smith fund, \$400; Kimball legacy, \$270.14; Fiske legacy, \$1,055.14; temporary loan, \$4,500.

For miscellaneous, \$7,800 as follows: military organizations, \$300; Firemen's Relief fund, \$4,000; Prisoners' Aid Association, \$400; Old Home Week Association, \$500;

Franklin Pierce and Daniel Webster homesteads, \$750; New Hampshire Historical Society, \$500; repairs at Daniel Webster birthplace, \$750; American Legion, \$300; veterans committal allowance, \$300.

Mr. Dickinson of Swanzev moved that the House concur in the amendments sent down from the Honorable Senate.

The question being on the motion to concur,

(Discussion ensued)

Mr. Small of Rochester moved that the bill with the occupancy amendments be laid upon the table.

On a *viva voce* vote the motion did not prevail.

Mr. Small of Rochester called for a division but subsequently withdrew his call and also his motion.

On motion of Mr. Small of Rochester a committee of three was appointed to examine the amendments.

The Speaker appointed as such committee Messrs. Dickinson of Swanzev, Baker of Concord and Small of Rochester.

The House then took a recess.

(After recess)

The House was called to order.

Mr. Dickinson of Swanzev for the special committee recommended that the House concur with the Honorable Senate in the adoption of the amendments proposed by the Senate to House Bill No. 364, with the following amendment.

Amend the paragraph entitled "Budget system and financial control" in both places where it occurs by striking out the words "salary of assistant comptroller, \$2,700; clerical expenses, \$3,250" and inserting in place thereof the words and figures "assistants and clerical expenses, \$5,950."

The question being on the adoption of the resolution reported by the special committee.

On a *viva voce* vote the resolution was adopted.

The bill was then sent to the Senate for concurrence in the amendment proposed by the special committee.

House Bill No. 365, An act making appropriations for the expenses of the state of New Hampshire for the year ending June 30, 1932.

word "hygiene" the figures "\$18,100" and substituting the figures "\$19,100," and by striking out in the 125th line, after the word "bacteriologists" the figures "\$6,000" and substituting the figures "\$6,500," and by striking out in the 126th line, after the word "incidentals" the figures "\$2,500" and substituting the figures "\$3,100."

Further amend by striking out in the 149th line, after the word "board" the figures "\$400" and substituting the figures "\$500," and by striking out in the same line, after the word "expenses" the figures "\$400" and substituting the figures "\$500."

Further amend by striking out in the 153rd line, after the word "department" the figures "\$42,555" and substituting the figures "\$44,055," and by striking out in the 155th line, after the word "building" the figures "\$9,500" and substituting the figures "\$11,000."

Further amend by adding in the 168th line, after the figures "\$40,000," the following: "and also an additional \$40,000 to be appropriated from the Motor Vehicle registration fees."

Further amend by striking out in the 184th line, after the word "miscellaneous" the figures "\$7,800" and substituting the figures "\$8,300," and by striking out in the 187th line, after the word "homesteads," the figures "\$750" and substituting the figures "\$1,250," and the words, "of which \$500 is to be used to celebrate the 150th anniversary of the birth of Daniel Webster at the Daniel Webster Homestead, Franklin, N. H.," so that said section as amended shall read:

1. *Appropriations.* The sums hereinafter mentioned are appropriated to be paid out of the treasury of the state for the purposes specified for the fiscal year ending June 30, 1933, to wit: for the executive department, \$85,350 as follows: salary of governor, \$5,000; salary of governor's secretary, \$3,000; clerical expense, \$4,850; traveling expenses, governor's secretary, \$200; traveling expenses, governor's stenographer, \$200; council, per diem and expenses, \$7,000; incidentals, office supplies and postage, \$1,200; printing, \$500; transportation, \$700; contingent fund, \$1,500; state

house messenger, \$1,200; emergency fund for protection of interests of the state, \$60,000.

For secretary of state, \$28,550 as follows: salary of secretary, \$4,000; salary of deputy, \$2,700; clerical expenses, \$5,950; incidentals, \$2,000; printing report, \$800; printing blanks, \$700; express and postage, \$900; copying ancient records, \$3,000; Australian ballot, \$4,000; direct primary, \$4,500.

For treasury department, \$21,025 as follows: salary of treasurer, \$4,000; salary of deputy, \$2,700; clerical expenses, \$10,175; incidentals, \$2,000; printing blanks, \$850; printing report, \$800; treasurer's and deputy's bonds, \$500.

For insurance department, \$19,275 as follows: salary of commissioner, \$5,000; salary of deputy, \$1,800; clerical expenses, \$5,275; incidentals, \$2,500; printing report, \$1,000; printing blanks, \$1,000; Blue Sky Law, salary of examiner, \$1,200; miscellaneous, \$1,500.

For bank commission, \$28,000 as follows: salary of commissioner, \$5,000; salary of deputy, \$3,000; salaries of examiners, \$5,500; salaries of accountants, \$4,000; clerical expenses, \$3,200; incidentals, \$1,000; printing report, \$1,500; printing blanks, \$500; expenses of commissioner, deputy, examiners and accountants, \$4,300.

Budget system and financial control, \$11,950 as follows: salary of comptroller, \$5,000; salary of assistant comptroller, \$2,700; clerical expenses, \$3,250; printing and office supplies, \$250; traveling expenses, \$750.

For public service commission, \$66,975 as follows: salaries of commissioners, \$15,000; experts, clerks and assistants, \$35,075; expenses of commissioners, \$1,500; incidentals and printing, \$7,400; lights and buoys and boat inspection, \$6,000; regulation of aviation, \$2,000.

For tax commission, \$29,750 as follows: salaries of commissioners, \$10,000; expenses of commissioners, \$2,900; clerical expenses, \$2,850; incidentals and printing, \$8,000; printing report, \$1,000; municipal accounting, \$5,000.

For purchasing agent's department, \$15,350 as follows: salary of purchasing agent, \$4,000; clerical expense, \$9,300;

expenses of purchasing agent, \$350; incidentals, \$1,500; printing report, \$200.

For attorney-general's department, \$26,350 as follows: salary of attorney-general, \$4,000; salary of assistant attorney-general, \$4,000; clerical expenses of attorney-general, \$3,250; clerical expenses of assistant attorney-general, \$6,500; incidentals, \$1,000; printing report, \$600; printing blanks, \$500; traveling expenses, \$1,500; copies of wills and records, \$3,000; legacy tax and other litigation, \$1,000; supplies, \$1,000.

For enforcement of prohibitory law, \$19,250 as follows: salary of commissioner, \$3,250; expenses of commissioner, \$1,000; salary of state liquor agent, \$2,400; salaries of deputies and agents, \$5,500; expenses of deputies and agents, \$5,000; clerical expense, \$1,400; incidentals, 500; printing blanks, \$200.

For supreme court, \$45,750 as follows: salaries of justices, \$35,000; salary of clerk, \$500; salary of messenger, \$250; salary of state reporter, \$1,800; salary of stenographer for state reporter, \$600; incidentals, including expenses of justices, printing docket, transportation of state reporter, \$4,000; examination of law students, \$600; publication of law reports, \$3,000.

For superior court, \$53,250 as follows: salaries of justices, \$42,000; expenses of justices, \$8,000; transportation, \$2,500; incidentals, \$750.

For probate court, \$17,600 as follows: salaries of judges, Rockingham county, \$2,000; Strafford county, \$1,800; Belknap county, \$1,500; Carroll county, \$1,500; Merrimack county, \$2,000; Hillsborough county, \$2,500; Cheshire county, \$1,500; Sullivan county, \$1,500; Grafton county, \$1,800; Coos county, \$1,500.

For salaries of probate registers and deputies, \$20,300 as follows: Rockingham county, register, \$2,000; Rockingham county, deputy, \$1,000; Strafford county, register, \$1,800; Belknap county, register, \$1,500; Carroll county, register, \$1,500; Merrimack county, register, \$2,000; Merrimack county, deputy, \$1,200; Hillsborough county, register,



\$2,000; Hillsborough county, deputy, \$800; Cheshire county register, \$1,500; Sullivan county, register, \$1,500; Grafton county, register, \$2,000; Coos county, register, \$1,500.

For legislature expense, \$175,000.

For state board of education, \$500,000 and, in addition, the sums paid into the state treasury as the literary fund, the forest reserve tax, the per capita tax and the tax on unorganized and other places. Of this appropriation, a sum not to exceed \$350,000 is to be expended for equalized state aid, and any balance unexpended at the end of the fiscal year shall not lapse but shall be used for further equalization purposes. The state board of education shall also receive for disbursement the income of the normal school dormitories and practice schools and the sums paid by school districts for the salaries of superintendents under Public Laws, chapter 117, section 40. In this department any balance, excepting the equalization fund, which may be unexpended in any fiscal year, including the year ending June 30, 1931, shall be placed in a special fund available for use for maintenance purposes the following year by and with the consent of the governor and council. Vocational rehabilitation, \$5,000.

For board of public welfare, \$192,125 as follows: salary of secretary, \$2,750; clerical expense, \$3,600; incidentals, \$1,000; printing blanks, \$175; printing report, \$650; traveling expenses, \$1,500; aid tubercular patients, \$80,000; child welfare work, \$7,600; register of the blind, \$18,000; deaf, dumb and blind, \$25,000; aid crippled and tuberculous children, \$3,000; John Nesmith fund—income, \$3,700; mothers' aid, \$45,000; and in addition any surplus left from the funds provided for in chapter 1, Laws of 1931, may be used for additional mothers' aid; Granite State Deaf Mute Mission, \$150.

For bureau of labor, \$7,400 as follows: salary of commissioner, \$3,000; clerical expense, \$1,700; incidentals and travel, \$1,700; printing report, \$500; printing blanks, \$300; expenses of arbitration, \$200.

For factory inspection, \$10,300 as follows: salaries of



expenses of purchasing agent, \$350; incidentals, \$1,500; printing report, \$200.

For attorney-general's department, \$26,350 as follows: salary of attorney-general, \$4,000; salary of assistant attorney-general, \$4,000; clerical expenses of attorney-general, \$3,250; clerical expenses of assistant attorney-general, \$6,500; incidentals, \$1,000; printing report, \$600; printing blanks, \$500; traveling expenses, \$1,500; copies of wills and records, \$3,000; legacy tax and other litigation, \$1,000; supplies, \$1,000.

For enforcement of prohibitory law, \$19,250 as follows: salary of commissioner, \$3,250; expenses of commissioner, \$1,000; salary of state liquor agent, \$2,400; salaries of deputies and agents, \$5,500; expenses of deputies and agents, \$5,000; clerical expense, \$1,400; incidentals, 500; printing blanks, \$200.

For supreme court, \$45,750 as follows: salaries of justices, \$35,000; salary of clerk, \$500; salary of messenger, \$250; salary of state reporter, \$1,800; salary of stenographer for state reporter, \$600; incidentals, including expenses of justices, printing docket, transportation of state reporter, \$4,000; examination of law students, \$600; publication of law reports, \$3,000.

For superior court, \$53,250 as follows: salaries of justices, \$42,000; expenses of justices, \$8,000; transportation, \$2,500; incidentals, \$750.

For probate court, \$17,600 as follows: salaries of judges, Rockingham county, \$2,000; Strafford county, \$1,800; Belknap county, \$1,500; Carroll county, \$1,500; Merrimack county, \$2,000; Hillsborough county, \$2,500; Cheshire county, \$1,500; Sullivan county, \$1,500; Grafton county, \$1,800; Coos county, \$1,500.

For salaries of probate registers and deputies, \$20,300 as follows: Rockingham county, register, \$2,000; Rockingham county, deputy, \$1,000; Strafford county, register, \$1,800; Belknap county, register, \$1,500; Carroll county, register, \$1,500; Merrimack county, register, \$2,000; Merrimack county, deputy, \$1,200; Hillsborough county, register,

\$2,000; Hillsborough county, deputy, \$800; Cheshire county register, \$1,500; Sullivan county, register, \$1,500; Grafton county, register, \$2,000; Coos county, register, \$1,500.

For legislature expense, \$175,000.

For state board of education, \$500,000 and, in addition, the sums paid into the state treasury as the literary fund, the forest reserve tax, the per capita tax and the tax on unorganized and other places. Of this appropriation, a sum not to exceed \$350,000 is to be expended for equalized state aid, and any balance unexpended at the end of the fiscal year shall not lapse but shall be used for further equalization purposes. The state board of education shall also receive for disbursement the income of the normal school dormitories and practice schools and the sums paid by school districts for the salaries of superintendents under Public Laws, chapter 117, section 40. In this department any balance, excepting the equalization fund, which may be unexpended in any fiscal year, including the year ending June 30, 1931, shall be placed in a special fund available for use for maintenance purposes the following year by and with the consent of the governor and council. Vocational rehabilitation, \$5,000.

For board of public welfare, \$192,125 as follows: salary of secretary, \$2,750; clerical expense, \$3,600; incidentals, \$1,000; printing blanks, \$175; printing report, \$650; traveling expenses, \$1,500; aid tubercular patients, \$80,000; child welfare work, \$7,600; register of the blind, \$18,000; deaf, dumb and blind, \$25,000; aid crippled and tuberculous children, \$3,000; John Nesmith fund—income, \$3,700; mothers' aid, \$45,000; and in addition any surplus left from the funds provided for in chapter 1, Laws of 1931, may be used for additional mothers' aid; Granite State Deaf Mute Mission, \$150.

For bureau of labor, \$7,400 as follows: salary of commissioner, \$3,000; clerical expense, \$1,700; incidentals and travel, \$1,700; printing report, \$500; printing blanks, \$300; expenses of arbitration, \$200.

For factory inspection, \$10,300 as follows: salaries of

inspectors, \$6,200; clerical expenses, \$800; incidentals and travel, \$3,000; printing blanks, \$300.

For free employment, \$3,800 as follows: assistants, \$1,500; clerical expenses, \$1,500; incidentals and travel, \$750; printing blanks, \$50.

For department of weights and measures as follows: \$16,075; salary of commissioner, \$3,000; salaries of inspectors, \$6,000; traveling expenses, \$4,500; incidentals, \$700; clerical expenses, \$1,450; printing report, \$225; printing blanks, \$200.

For department of agriculture, \$158,350; salary of commissioner, \$3,500; salary of deputy, \$2,750; clerical expense, \$3,100; advisory board, \$300; incidentals, \$500; institutes and public meetings, \$1,500; feeding stuffs inspection, \$4,000; fertilizer inspection, \$2,000; nursery inspection, \$750; seed inspection, \$1,000; insecticides and fungicides, \$200; licensing milk dealers, \$500; printing reports, \$1,000; printing blanks, bulletins and circulars, \$1,000; diseases of animals, \$100,000; moth suppression, \$12,500; apple grading law, \$1,000; bureau of markets, \$12,500; Granite State Dairymen's Association, \$1,000; New Hampshire Horticultural Society, \$2,000; New Hampshire Sheep Breeders Association, \$500; apiary law, \$250; dairy inspection, \$3,500; aid for agricultural fairs, \$3,000.

For board of health, \$53,450 as follows: salary of secretary, \$4,000; clerical expense, \$1,800; incidentals, \$650; printing report, \$1,500; printing blanks, \$500; control venereal diseases, \$6,000; tuberculosis dispensaries, \$3,000; purchase of antitoxin, \$3,500; medico-legal examinations, \$500; sanitary inspection, \$8,000; care of maternity and infancy, \$21,500; engineer, \$2,500.

For laboratory of hygiene, \$19,100 as follows: salaries of two bacteriologists, \$6,500; salary of pathologist, \$600; clerical expense, \$3,000; incidentals, \$3,000; printing blanks and bulletins, \$2,000; salary, chief division chemistry and sanitation, \$4,000.

For department of vital statistics, \$5,800 as follows:

clerical expense, \$3,100; incidentals, \$200; printing blanks, \$500; printing report, \$2,000.

For adjutant-general's department, \$82,725 as follows: salary of adjutant-general, \$4,000; clerical expense, \$4,275; incidentals, \$1,000; printing blanks, \$500; officers' uniforms, \$1,950; rifle ranges, \$1,500; state armories, \$19,500; national guard, \$50,000.

For forestry department, \$77,250 as follows: salary of forester, \$3,500; field assistants, \$2,500; clerical expense, \$6,050; traveling expenses, \$1,000; incidentals, \$1,500; printing report, \$500; printing blanks, \$1,200; district chiefs, \$7,500; lookout stations, \$10,000; conferences, \$1,000; prevention of fires, \$3,000; nursery, \$10,500; forest fire bills to towns, \$5,000; reforestation, \$3,500; white pine blister rust, \$17,500; forest fire equipment, \$1,000; maintenance of public land, \$2,000.

For bounties, \$5,000 as follows: hedgehogs, \$5,000.

For G. A. R. department, \$4,350 as follows: salary, \$500; clerical expenses, \$25; incidentals, \$25; printing blanks, \$300; burial of soldiers and sailors, \$3,500.

For pharmacy commission, \$2,210 as follows: salaries, \$750; clerical expense, \$300; incidentals, \$600; printing report, \$60; printing blanks, \$100; salary of inspector, \$400.

For state dental board, \$500 as follows: salaries and expenses, \$500.

For board of optometry, \$350 as follows: compensation, \$350.

For board of chiropractors, \$450 as follows: compensation and expenses, \$450.

For registration of veterinary surgeons, \$150 as follows: compensation and expenses, \$150.

For state house department, \$44,055 as follows: salaries and pay-roll, \$15,300; fuel, \$6,500; light and power, \$5,000; water, \$425; telephone operator and switchboard, \$2,530; rent of offices, Patriot Building, \$11,000; extra labor, \$1,500; miscellaneous, \$1,800.

For state library, \$19,650 as follows: salaries, \$9,000;

maintenance, \$4,000; books, periodicals and binding, \$5,000; expenses of trustees, \$150; incidentals, \$1,500.

For public library commission, \$11,100 as follows: salary of secretary, \$2,000; salary of assistant, \$1,800; clerical expense, \$1,200; incidentals, \$500; printing report, \$150; printing bulletin, \$350; traveling libraries, \$1,200; traveling libraries assistant, \$1,000; shipping clerk, \$200; institutes, \$500; field work, \$1,200; state aid, \$1,000.

For Soldiers' Home, \$30,000 as follows: maintenance, \$12,000; incidentals, \$13,000; emergency maintenance appropriation, \$5,000.

For development commission, \$40,000 as follows: salaries and expenses, \$40,000.

For University of New Hampshire, \$661,443.44 as follows: maintenance, \$625,443.44; extension work (Smith-Lever Act), \$36,000.

For State Hospital, \$662,714 as follows: maintenance, \$662,714.

For Industrial School, \$100,000 as follows: maintenance, \$95,000; special repairs, \$5,000.

For State Prison, \$96,000 as follows: maintenance, \$85,225; clerical expense, \$1,450; incidentals, \$5,000; printing report, \$175; printing blanks, \$150; parole officer, \$4,000.

For Laconia State School, \$190,000 as follows: maintenance, \$190,000.

For state sanatorium, \$88,300 as follows: maintenance, \$88,000; printing report, \$300.

For interest charges, \$45,301.48 as follows: teachers' institutes, \$2,388.93; Benjamin Thompson fund, \$31,887.27; Agricultural College fund, \$4,800; Hamilton Smith fund, \$400; Kimball legacy, \$270.14; Fiske legacy, \$1,055.14; temporary loan, \$4,500.

For miscellaneous, \$8,300 as follows: military organizations, \$300; Firemen's Relief fund, \$4,000; Prisoners' Aid Association, \$400; Old Home Week association, \$500; Franklin Pierce and Daniel Webster homesteads, \$1,250, of which \$500 is to be used to celebrate the 150th anniversary



of the birth of Daniel Webster at the Daniel Webster Homestead, Franklin, N. H.; New Hampshire Historical Society, \$500; repairs at Daniel Webster birthplace, \$750; American Legion, \$300; veterans' committal allowance, \$300.

The reading of the amendments having commenced on motion of Mr. Small of Rochester the further reading was dispensed with.

Mr. Dickinson of Swanzey moved that the House concur in the amendments sent down from the Honorable Senate with the following amendment.

Amend the paragraph entitled "Budget system and financial control" in both places where it occurs by striking out the words and figures "salary of assistant comptroller, \$2,700; clerical expenses, \$3,250" and inserting in place thereof the words and figures, "assistants and clerical expenses, \$5,950."

On a *viva voce* vote the affirmative prevailed.

The bill was then sent to the Senate for concurrence in the amendment proposed by the special committee.

#### ORDER VACATED

Mr. Pingree of Berlin moved that the order whereby Senate Bill No. 104, An act relating to investigations by the insurance commissioner was referred to the Committee on Judiciary be vacated and the bill be made in order for a third reading at the present time.

The question being on the motion of Mr. Pingree of Berlin.

(Discussion ensued)

Mr. Pingree of Berlin withdrew his motion temporarily.

#### RESOLUTION

On motion of Mr. Welch of Andover,

*Resolved*, That the Speaker be instructed to appoint a committee of five to report at the beginning of the next legislature, changes in the standing rules of the House, with a view to arriving at a method of procedure in the organization and working action of Committees for a more



orderly, speedy and effective conduct of legislative business.

The Speaker appointed as members of such committee, Messrs. Wilson of Manchester, Carter of Nashua, Shaw of Chichester, Blandin of Bath and Welch of Franklin.

#### JOINT CONVENTION

The Senate then came in and the two branches being in convention His Excellency the Governor delivered the following address.

#### GOVERNOR'S ADDRESS

The development of orderly government is written in the records of representative legislatures and political progress is measured largely in the wisdom of enactment, amendment or repeal of statutes. Without political partisanship and with patience and diligence you have, in my judgment, done much that was needed to be done and you have refrained from undoing that which was already well done.

You have held inviolate the right of the people to nominate and elect their own representatives by the largest vote ever recorded in this hall in support of the Direct Primary Law.

You have upheld the Prohibitory Law.

You have provided the State with a modern budget law which includes executive control of expenditures. This should insure economies and permit shorter legislative sessions.

You have made it possible to collect legally, and without constitutional doubt, Federal inheritance tax rebates levied against New Hampshire decedents. This law was no part of the New Hampshire Recess Tax Commission program. The revenue derived from it will not add one cent of tax burden. It simply permits us to receive back from the Federal Government money rightly due us. The funds derived from it should permit us to meet annual deficits that have been accruing due to outgo exceeding income and to reduce treasury deficiencies.

You have made law the franchise tax. A similar measure was recommended as equitable and reasonable by Governor

Theodore Roosevelt in an address to the New York Legislature in 1900, just thirty-one years ago. It was one of the tax measures recommended by the Recess Tax Commission. The revenue collected under it will be temporarily used to meet the State debt. I hope it will later be made a part of a general tax revision plan and used to reduce taxes under a more equitable tax system.

You have reduced the State tax ten percent for the next two fiscal years.

You have ended railroad repair shop litigation with the Boston Maine Railroad and stabilized and increased employment within New Hampshire while adding approximately half a million to taxable real estate property through expansion of shop facilities.

You have for the first time delegated to the Public Service Commission adequate authority to regulate rates and to enforce reasonable charges for light and power.

You have taken the first step in solving the problem of tax exemptions granted to charitable institutions.

You have enacted carefully considered measures for the regulation of motor traffic which we hope will lessen the danger of accident and death on the highways.

You have provided funds for freeing the State from bovine tuberculosis within a two year period to protect health and for the benefit of the dairy industry of New Hampshire.

You have strengthened the State banking laws.

You have provided for the protection of our seacoast at Hampton Beach and secured the public right of access to the ocean.

You have improved the Fish and Game laws and established the right of petition and hearing on all rulings of the Fish and Game Advisory Board.

You have continued a constructive State road policy.

You have given the people of the State the right to regulate the observance of the Sabbath to conform with the conscience of communities while protecting Sunday morning against disturbance and continuing to guarantee one day of rest in seven for those engaged in industry.

You have endeavored to protect borrowers against usury in making small loans.

You have provided means for the solution of the State Prison labor problem which will soon be forced upon us.

You have attempted to expedite small accident claim settlements.

You have directed a study of County Government.

You have made possible a needed reorganization at the Industrial School by adequate appropriation.

You have permitted improvement in administration in handling accident claims against the State, liability insurance, and the collection of the gasoline tax.

You have substantially increased apportionment of highway funds to towns for rural road support.

You have adopted an enlightened and humane policy in protecting dependents through increased Mothers' Aid, the vocational rehabilitation act, the adoption of old age pensions, in providing for schooling for the blind and hospitalization for tubercular and cancer patients. You have further provided for adequate maintenance of the State institutions while recognizing the need of prevention and corrective effort to reduce the demand for institutional expansion.

You have supported education and made adequate appropriations to maintain the departmental services of the State government.

In this Capitol Building with its Hall of Flags and many memories of the past you have carried forward the hopes and aspirations of men and women who believe in free Government.

Your public service is over and you will probably be happy to return once more to your homes and your private occupations, but I cannot let you go without thanking you for the many kindnesses I have received at your hands.

It is always difficult to say good-bye, and I want you to know that in meeting and in parting you have confirmed in me a firmer faith:

“That sense and worth, o’er a’ the earth,  
May bear the gree, and a’ that,  
For a’ that, and a’ that,  
It’s coming yet for a’ that,  
That man to man, the warld o’er,  
Shall brothers be for a’ that.”

The convention then rose.

#### HOUSE

Mr. Pingree of Berlin moved that the order whereby Senate Bill No. 104, An act relating to investigations by the insurance commissioner was referred to the Committee on Judiciary be vacated and the bill be made in order for a third reading at the present time.

The question being on the motion of Mr. Pingree of Berlin.

Mr. Wilson of Manchester moved that the bill be indefinitely postponed.

The question being on the motion of Mr. Wilson of Manchester.

(Discussion ensued)

Mr. Pingree of Berlin moved the previous question.

The question being,

Shall the main question now be put?

On a *vive voce* vote the previous question was ordered.

The question being,

Shall the bill be indefinitely postponed?

On a *vive voce* vote the motion did not prevail.

The question being on the motion of Mr. Pingree of Berlin.

On a *vive voce* vote the affirmative prevailed.

Mr. Wilson of Manchester called for a division.

A division being had the vote was declared manifestly in the affirmative.

The bill was then read a third time and passed and sent to the Secretary of State to be engrossed:

The House took a recess.

(After recess)

The House was called to order.

MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate concurred with the House of Representatives in the passage of the following resolution, with amendment, in the passage of which amendment the Senate asks the concurrence of the House of Representatives: Resolution relating to final adjournment.

Amend the resolution by striking out the word "five" in the seventh line and inserting in place thereof the word "seven," so that said resolution as amended shall read

WHEREAS it appears that all necessary legislative work may be easily accomplished by Thursday, May 7, instant, therefore be it

*Resolved*, By the House of Representatives, the Senate concurring, that the present session of the legislature be brought to final adjournment on Thursday, May 7, instant, at seven o'clock in the afternoon, and be it further

*Resolved*, That all reports, bills and joint resolutions pending at that time in either branch of the legislature, with the exception of such as have been referred to the next session of the legislature, be indefinitely postponed.

On motion of Mr. Small of Rochester the House concurred in the amendment sent down from the Honorable Senate.

The House then took a recess.

(After recess)

The House was called to order.

The House expressed its appreciation of the work of Mr. DuBois of Concord in arranging the entertainment for the members on Wednesday evening and during the day.

The House took a recess for one hour.

(After recess)

The House was called to order.

## COMMITTEE REPORT

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the committee had examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 3, An act providing for assistance to aged and dependent persons.

Senate Bill No. 94, An act to prohibit stocking.

Senate Bill No. 101, An act relating to conservators.

Senate Bill No. 104, An act relating to investigations by the insurance commissioner.

House Bill No. 261, An act relating to the regulation of small loans.

House Bill No. 364, An act making appropriation for the expenses of the state of New Hampshire for the year ending June 30, 1932.

House Bill No. 365, An act making appropriation for the expenses of the state of New Hampshire for the year ending June 30, 1933.

House Joint Resolution No. 123, Joint resolution in favor of Sibley Oil Company.

House Joint Resolution No. 127, Joint resolution for the investigation of county affairs.

House Joint Resolution No. 129, Joint resolution in favor of Guy S. Neal and others.

This concludes the work of the engrossed bills committee and in this connection we desire to express our appreciation of the excellent services given the committee by Miss Marion G. Alexander of the attorney-general's office.

The report was accepted.

On motion of Mr. Thayer of Haverhill at 9:50 o'clock the House adjourned.

## AFTERNOON

The House was immediately called to order in afternoon session.



## RESOLUTION

On motion of Mr. Beane of Newington.

*Resolved*, By the House of Representatives, the Senate concurring, that a committee of ten be appointed to join with such committee as the Senate may designate to wait upon His Excellency, the Governor, and inform him that the Legislature has completed the business of the session and is ready to receive any communication he may be pleased to make.

The Speaker appointed as members of such committee: Messrs. Beane of Newington, Lane of Dover, Friend of Belmont, Winkley of Ossipee, Freeman of Concord and Wilson of Manchester, Mrs. Russell of Harrisville, Mr. Dow of Claremont, Mr. Price of Lisbon and Mrs. Brungot of Berlin.

## INDEFINITELY POSTPONED

In accordance with the concurrent resolution previously adopted that all bills and joint resolutions pending in either branch on Thursday, May 7, at 7 o'clock, be indefinitely postponed, the following bills were indefinitely postponed:

Senate Bill No. 37, An act establishing county commissioner districts in the county of Coos.

House Bill No. 146, An act relating to committals to the industrial school.

House Bill No. 148, An act relating to probation of criminals.

House Bill No. 149, An act relating to neglected and delinquent children and juvenile courts.

House Bill No. 157, An act relative to costs in prosecutions of liquor law violations.

House Bill No. 215, To prohibit the use of steel traps in the county of Strafford.

House Bill No. 294, An act relating to the sale of spirituous and intoxicating liquors.

House Bill No. 307, An act relative to the number of students at the State Normal Schools.

MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had concurred with the House of Representatives in the passage of the following concurrent resolution.

*Resolved*, By the House of Representatives, the Senate concurring, that a committee of ten be appointed to join with such committee as the senate may designate to wait upon His Excellency, the Governor, and inform him that the Legislature has completed the business of the session and is ready to receive any communication he may be pleased to make.

And the president appointed as members of such committee on the part of the Senate, Senators Brackett, Hart, Ryan, Ferguson and Fernald of District No. 21.

The message also announced that in accordance with the concurrent resolution previously adopted that all bills and joint resolutions pending in either branch on Thursday, May 7, at 7 o'clock, be indefinitely postponed.

The following bill was indefinitely postponed: House Bill No. 201, An act relating to observance of the Lord's Day.

Mr. Beane of Newington for the joint committee appointed to wait upon His Excellency, the Governor, and inform him that the legislature had completed its duties, reported that they had attended to their duties and that the Governor informed them that he had a communication to lay before the House.

The report was accepted, and His Excellency, John G. Winant, then came in and delivered the following message.  
*To the House of Representatives:*

The joint committee of the Senate and the House of Representatives having informed me that you have completed the business of the session and are ready to adjourn, I do by the authority vested in me as Governor hereby

declare the General Court of New Hampshire adjourned to the last Wednesday in December, in the year of Our Lord, One Thousand Nine Hundred Thirty-Two.

JOHN G. WINANT,

*Governor.*

Whereupon the Speaker declared the House adjourned to the last Wednesday in December 1932.

HARRIE M. YOUNG,

Clerk.

*A true copy: Attest.*

HARRIE M. YOUNG,

Clerk.

## ERRATA

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House bill No. 97. An act relating to the salary of the Mayor of Laconia.

April 23. Senate refused to concur with House in passage of bill.

House bill No. 240. An act relating to city employees.

March 31. Senate refused to concur with House in passage of bill.

House bill No. 255. An act relating to the expiration of operators' licenses.

March 31. Senate refused to concur with House in passage of bill.



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JOURNAL  
OF THE  
HONORABLE SENATE  
SPECIAL SESSION, FEBRUARY, 1930

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PROCLAMATION  
OF  
HIS EXCELLENCY, GOV. CHARLES W. TOBEY  
Calling a Special Session of the Legislature  
THE STATE OF NEW HAMPSHIRE  
Executive Department

---

*A Proclamation by the Governor*

In the regular session last year a series of tax measures were introduced as a result of two years' study of the tax situation in New Hampshire by the Recess Tax Commission, authorized by the Legislature of 1927.

These bills passed the House, and while under consideration in the Senate, that body at my suggestion, decided to ask the Supreme Court for an opinion as to their constitutionality. At that time I suggested the possibility that it might be advisable to recall the Legislature in Special Session on receipt of the Court's opinion.

At its January term the Court made a comprehensive and informing reply to the questions, finding some of the proposed acts in accordance with the constitution, and advising how others might be made so.

Previously the Recess Tax Commission had given much time and thought to this work. Under the circumstances this body was invited to redraft the bills on the lines suggested by the Court. This has been accomplished and the redrafted bills will be distributed shortly.

I believe that the Court's opinion has pointed the way for constructive action in the equalization of the tax burden, and that those who have given so much thought to the matter are best qualified to act on it.

Whereas the welfare of the State requires the immediate assembling of the Legislature,

I, Charles W. Tobey, Governor, with the advice of the Council, hereby summon the General Court to assemble at the State House, Tuesday, the eighteenth day of February, at eleven o'clock.

CHARLES W. TOBEY,  
*Governor.*

With the advice of the Council.

ENOCH D. FULLER,  
*Secretary of State.*

# JOURNAL OF THE HONORABLE SENATE

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Special Session, February, 1930

TUESDAY, FEBRUARY 18, 1930.

In pursuance of the foregoing proclamation, the Honorable Senate assembled in the Capitol in the city of Concord in said State on Tuesday, the eighteenth day of February, 1930 at eleven o'clock in the forenoon.

The Clerk proceeded to call the roll.

## PRESENT

- |           |     |                                    |
|-----------|-----|------------------------------------|
| Dist. No. | 1.  | Hon. Charles A. Chandler           |
|           | 2.  | Hon. William H. Thompson           |
|           | 3.  | Hon. Harold K. Davison (President) |
|           | 4.  | Hon. George W. Russell             |
|           | 5.  | Hon. Harry S. Townsend             |
|           | 6.  | Hon. Charles J. Hayford            |
|           | 7.  | Hon. William W. Allen              |
|           | 8.  | Hon. Clarence B. Etsler            |
|           | 9.  | Hon. Fay F. Russell                |
|           | 10. | Hon. Arthur R. Jones               |
|           | 11. | Hon. Clarence M. Damon             |
|           | 12. | Hon. Fred T. Wadleigh              |
|           | 13. | Hon. Auguste U. Burke              |
|           | 14. | Hon. Frank H. Peaslee              |
|           | 15. | Hon. George Hamilton Rolfe         |
|           | 16. | Hon. William C. Swallow            |
|           | 17. | Hon. Harry A. Lee                  |
|           | 18. | Hon. Francis A. Foye               |
|           | 19. | Hon. Aime Martel                   |
|           | 20. | Hon. Harry H. Meader               |
|           | 21. | Hon. Lorenzo E. Baer               |



22. Hon. Francis W. Falconer
23. Hon. Harry D. Munsey
24. Hon. Charles H. Brackett, Sr.

The Senate was called to order by the President.

On motion of Senator Etsler the following resolution was adopted:

*Resolved*, That the House of Representatives be informed that in pursuance of the proclamation of His Excellency the Governor the Senate has assembled and is now ready to proceed with the business of the Special Session.

On motion of Senator Rolfe, the following resolution was adopted:

*Resolved*, That the rules of the Senate for the last session be the rules of the Senate for the present session until otherwise ordered by the Senate.

On motion of Senator Swallow, the following resolution was adopted:

*Resolved*, That to preserve a record of attendance, the Clerk be instructed to call the roll of the Senate each morning just prior to the adjournment of the morning session and that any Senators who do not answer to their names at that time be considered absent for the day unless they announce their presence at some time during the day's session.

(Recess)

The Senate reassembled.

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following resolutions:

*Resolved*, That the Honorable Senate be notified that the House of Representatives has assembled in accordance with

the proclamation of His Excellency the Governor and is now ready to proceed with the business of the session.

*Resolved*, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in joint convention at 11:45 o'clock for the purpose of receiving His Excellency the Governor and any communication that he may be pleased to make and for the transaction of such other business as may properly come before the convention.

The message further stated that the House of Representatives had passed the following concurrent resolution in the passage of which it asked the concurrence of the Honorable Senate.

*Resolved*, By the House of Representatives, the Senate concurring, that the joint rules of the last regular session of the Legislature be the joint rules of this special session of the Legislature unless otherwise ordered except that no bill, joint resolution, claim outstanding on the first day of the session or petition relating to new business shall be received in either branch of the Legislature unless reported by the Committee on Rules provided that this rule may be suspended in either House whenever two thirds of the whole number of members shall on division take vote in favor thereof and not otherwise.

On motion of Senator Wadleigh, the Senate voted to concur with the House of Representatives in the adoption of the foregoing resolution.

On motion of Senator Brackett, the following resolution was adopted:

*Resolved*, That the House of Representatives be notified that the Senate will be ready to meet the House in joint convention at 11:45 o'clock for the purpose of receiving His Excellency the Governor and any communication he may be pleased to make and for the transaction of such other business as may properly come before the convention.

Pursuant to the foregoing resolution, the Senate met the House of Representatives in joint convention.

(In joint convention. See House Proceedings.)

The Senate reassembled.

The Clerk proceeded to call the roll for the purpose of ascertaining attendance.

The following named Senators were present:

Senators Chandler, Thompson, Russell of District No. 4; Townsend, Hayford, Allen, Etsler, Russell of District No. 9; Jones, Damon, Wadleigh, Burke, Peaslee, Rolfe, Swallow, Lee, Foye, Martel, Meader, Baer, Falconer, Munsey and Brackett.

On motion of Senator Wadleigh the Senate adjourned.

#### AFTERNOON

On motion of Senator Russell of District No. 4 the following resolution was adopted:

*Resolved*, That the Clerk be instructed to have printed in the appendix of the daily journal notices of the meeting of such committees of the House as have invited Senate committees to meet jointly with them.

On motion of Senator Wadleigh the following resolution was adopted:

*Resolved*, That until otherwise ordered the Senate will meet at 11:30 o'clock in the forenoon and at 1:30 o'clock in the afternoon.

Senator Wadleigh moved that regular sessions of the Senate be held on Friday, February 21st.

The question being stated:

Shall the resolution be adopted?

(Discussion ensued)

On a *viva voce* vote the Chair was in doubt. Senator Wadleigh demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative:

Senators Russell of District No. 4, Townsend, Hayford, Allen, Russell of District No. 9, Wadleigh, and Lee.

The following named Senators voted in the negative:

Senators Chandler, Thompson, Jones, Damon, Peaslee, Rolfe, Meader, Baer, Falconer, Munsey and Brackett.

Seven Senators having voted in the affirmative and eleven Senators having voted in the negative, the negative prevailed and the resolution was not adopted.

On motion of Senator Brackett, the Senate adjourned.

---

WEDNESDAY, FEBRUARY 19, 1930.

The Senate met according to adjournment.

#### INTRODUCTION OF BILL

The Committee on Rules introduced the following entitled bill which was read a first and second time, laid upon the table, to be printed and referred to the Committee on Ways and Means.

Senate Bill No. 58, An act to amend chapter 68 of the Public Laws relating to the re-assessment of property by the Tax Commission.

The Clerk proceeded to call the roll for the purpose of ascertaining attendance.

The following named Senators were present:

Senators Chandler, Thompson, Russell of District No. 4; Townsend, Hayford, Allen, Etsler, Russell of District No. 9; Jones, Damon, Wadleigh, Burke, Peaslee, Rolfe, Swallow, Lee, Foye, Martel, Meader, Baer, Falconer, Munsey and Brackett.

On motion of Senator Foye the following resolution was adopted:

*Resolved*, That the rules be suspended and all business in order for 1:30 o'clock this afternoon be made in order at the present time.

On motion of Senator Rolfe the Senate adjourned.

---

THURSDAY, FEBRUARY 20, 1930.

The Senate met according to adjournment.

On motion of Senator Peaslee the following resolution was adopted:

*Resolved*, That the rules be suspended and all business in

order for 1:30 o'clock this afternoon be made in order at the present time.

On motion of Senator Hayford the following resolution was adopted:

*Resolved*, That when the Senate adjourns Friday morning it adjourn to meet Monday evening at 7:30 o'clock.

The Clerk proceeded to call the roll for the purpose of ascertaining attendance.

The following named Senators were present: Senators Chandler, Thompson, Russell of District No. 4; Townsend, Hayford, Allen, Etsler, Russell of District No. 9; Jones, Damon, Wadleigh, Burque, Peaslee, Rolfe, Swallow, Lee, Foye, Martel, Meader, Baer, Falconer, Munsey and Brackett.

On motion of Senator Rolfe the Senate adjourned.

---

FRIDAY, FEBRUARY 21, 1930.

The Senate met according to adjournment.

The Clerk proceeded to call the roll for the purpose of ascertaining the attendance.

The following named Senators were present:

Senators, Thompson, Russell, District No. 4, Hayford, Russell, District No. 9, Rolfe, Swallow, and Falconer.

On motion of Senator Russell of District No. 9, the Senate adjourned.

---

MONDAY, FEBRUARY 24, 1930.

The Senate met according to adjournment.

Senator Thompson assumed the chair and directed the Clerk to read the following communication:

Haverhill, N. H., February 24, 1930.

*Dear Senator Thompson:*

Please preside for me at this evening's session of the New Hampshire Senate and oblige.

HAROLD K. DAVISON,  
*President.*

The Clerk proceeded to call the roll for the purpose of ascertaining the attendance.

The following named Senators were present: Senators Thompson and Russell of District No. 9.

On motion of Senator Russell of District No. 9 the Senate adjourned.

---

TUESDAY, FEBRUARY 25, 1930.

The Senate met according to adjournment.

#### LEAVE OF ABSENCE

Senator Baer was granted leave of absence for the day on account of important business.

#### COMMITTEE REPORT

Senator Baer for the Committee on Ways and Means to whom was referred

Senate Bill No. 58, An act to amend chapter 6S of the Public Laws relating to the re-assessment of property by the Tax Commission,

Having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at 1:30 o'clock.

The Clerk proceeded to call the roll for the purpose of ascertaining the attendance.

The following named Senators were present:

Senators Chandler, Thompson, Russell of District No. 4, Townsend, Hayford, Allen, Etsler, Russell of District No. 9, Jones, Damon, Wadleigh, Burque, Peaslee, Rolfe, Swallow, Lee, Foye, Martel, Meader, Falconer, Munsey and Brackett.

On motion of Senator Meader the following resolution was adopted:

*Resolved*, That all business in order for 1:30 o'clock this afternoon be made in order at the present time.



## THIRD READING

The following entitled bill was read a third time and passed.

Senate Bill No. 58, An act to amend chapter 68 of the Public Laws relating to the re-assessment of property by the Tax Commission.

On motion of Senator Rolfe the Senate adjourned.

---

WEDNESDAY, FEBRUARY 26, 1930.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its clerk.

## HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following entitled bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 418, An act relating to institutional exemptions.

House Bill No. 419, An act to enlarge the powers of the village precinct of Hanover.

House Bill No. 420, An act legalizing the caucus and election in the town of Amherst.

House Bill No. 425, An act to disannex a part of the town of Sanbornton adjacent to the Daniel Webster Highway near Winnisquam bridge and annex said part to the town of Tilton.

House Bill No. 426 (in new draft and new title), An act legalizing the Republican and Democratic caucuses in Laconia.

House Bill No. 427, An act in relation to the Marlborough Water Works Company.

House Bill No. 429, An act relating to the New Hampshire building at Eastern States Exposition.

House Bill No. 430, An act relating to the County Convention of Sullivan County.

House Joint Resolution No. 105, Joint resolution for the improvement of the main road leading from Tamworth village to Wonolancet in the town of Tamworth.

House Joint Resolution No. 107, Joint resolution for the appropriation of funds for the construction of a bridge in the town of Hebron.

#### READ AND REFERRED

The following entitled bill sent up from the House of Representatives was read a first and second time and referred to the Committee on Revision of the Laws.

House Bill No. 418, An act relating to institutional exemptions.

On motion of Senator Swallow the rules were suspended and the following joint resolutions sent up from the House of Representatives were read a first and second time by caption and referred to the Committee on Finance.

House Joint Resolution No. 105, Joint resolution for the improvement of the main road leading from Tamworth village to Wonolancet in the town of Tamworth.

House Joint Resolution on No. 107, Joint resolution for the appropriation of funds for the construction of a bridge in the town of Hebron.

On motion of Senator Brackett the rules were suspended, reference to committee and printing of notice in the journal dispensed with, and the following entitled bills sent up from the House of Representatives were severally read a first and second time and referred to a Committee of the Whole.

House Bill No. 419, An act to enlarge the powers of the village precinct of Hanover.

House Bill No. 420, An act legalizing the caucus and election held in the town of Amherst.

House Bill No. 425, An act to disannex a part of the town of Sanbornton adjacent to the Daniel Webster Highway near Winnisquam bridge and annex said part to the town of Tilton.

House Bill No. 426 (in new draft and new title), An act

legalizing the Republican and Democratic caucuses in Laconia.

House Bill No. 427, An act in relation to the Marlborough Water Works Company.

House Bill No. 429, An act relating to the New Hampshire building at the Eastern States Exposition.

House Bill No. 430, An act relating to the county convention of Sullivan County.

On motion of Senator Brackett the Senate resolved itself into a Committee of the Whole.

Committee of the Whole  
(Senator Jones in the Chair)

Senate  
(The President in the Chair)

On motion of Senator Wadleigh the Senate went into recess for forty-five minutes.

(Recess)

The Senate reassembled.

On motion of Senator Jones the following resolution was adopted:

*Resolved*, That the rules be so far suspended as to permit the Senate to receive and act upon the report of the Committee of the Whole on House Bills 419, 420, 425, 426, 427, 429 and 430 without the reports having been printed previously in the appendix of the journal.

#### COMMITTEE REPORTS

Senator Jones for the Committee of the Whole to whom was referred

House Bill No. 419, An act to enlarge the powers of the village precinct of Hanover, having considered the same, reported the same with the recommendation that it be committed to the Committee on the Judiciary.

The report was accepted, and the bill referred to the Committee on the Judiciary.

Senator Jones, for the Committee of the Whole to whom was referred

House Bill No. 420, An act legalizing the caucus and election held in the town of Amherst.

House Bill No. 425, An act to disannex a part of the town of Sanbornton adjacent to the Daniel Webster Highway near Winnisquam bridge and annex said part to the town of Tilton.

House Bill No. 426 (in new draft and new title), An act legalizing the Republican and Democratic caucuses in Laconia.

House Bill No. 427, An act in relation to the Marlborough Water Works Company.

House Bill No. 429, An act relating to the New Hampshire building at the Eastern States Exposition.

House Bill No. 430, An act relating to the county convention of Sullivan County.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at 1:30 o'clock.

The Clerk proceeded to call the roll for the purpose of ascertaining the attendance.

The following named Senators were present:

Senators Chandler, Thompson, Russell of District No. 4; Townsend, Hayford, Allen, Etsler, Russell of District No. 9; Jones, Damon, Wadleigh, Burque, Peaslee, Rolfe, Swallow, Lee, Foye, Martel, Meader, Baer, Falconer, Munsey and Brackett.

On motion of Senator Foye, the Senate adjourned.

## AFTERNOON

### THIRD READINGS

The following entitled bills were read a third time and passed.

House Bill No. 420, An act legalizing the caucus and election held in the town of Amherst.

House Bill No. 425, An act to disannex a part of the town of Sanbornton adjacent to the Daniel Webster High-

way near Winnisquam bridge and annex said part to the town of Tilton.

House Bill No. 426 (in new draft and new title), An act legalizing the Republican and Democratic caucuses in Laconia.

House Bill No. 427, An act in relation to the Marlborough Water Works Company.

House Bill No. 429, An act relating to the New Hampshire Building at the Eastern States Exposition.

House Bill No. 430, An act relating to the county convention of Sullivan County.

On motion of Senator Russell of District No. 9, the following resolution was adopted:

*Resolved*, That commencing Thursday, February 27, the hours of assembly be at 11 o'clock in the forenoon and 2 o'clock in the afternoon.

On motion of Senator Hayford the Senate adjourned.

---

#### THURSDAY, FEBRUARY 27, 1930.

The Senate met according to adjournment.

#### COMMITTEE REPORTS

Senator Russell of District No. 9, for the Committee on Engrossed Bills to whom was referred

House Bill No. 420, An act legalizing the caucus and election held in the town of Amherst, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended that the bill as amended ought to pass.

Amend said bill by adding after Section 1 the following.  
2. *Takes Effect*. This act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

On motion of Senator Etsler, the following resolution was adopted:

*Resolved*, That the rules be so far suspended as to permit the Senate to receive and act upon the report of the Committee on the Judiciary on House Bill No. 419 without notice of the same having been printed previously in the journal.

Senator Peaslee, for the Committee on the Judiciary, to whom was referred

House Bill No. 419, An act to enlarge the powers of the village precinct of Hanover, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

On motion of Senator Wadleigh, the following resolution was adopted.

*Resolved*, That the rules be so far suspended as to permit the Senate to receive and act upon the report of the Committee on Finance on House Joint Resolutions 105 and 107 without notice of the same having been printed previously in the journal.

Senator Hayford, for the Committee on Finance to whom was referred

House Joint Resolution No. 105, Joint resolution for the improvement of the main road leading from Tamworth village to Wonolancet in the town of Tamworth.

House Joint Resolution No. 107, Joint resolution for the appropriation of funds for the construction of a bridge in the town of Hebron.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the joint resolutions severally ordered to a third reading this afternoon at two o'clock.

On motion of Senator Meader, the following resolution was adopted.

*Resolved*, That the rules be so far suspended as to permit the Senate to receive and act upon the report of the Committee on Revision of the Laws on House Bill No. 418



without notice of the same having been printed previously in the journal.

Senator Townsend, for the Committee on Revision of the Laws, to whom was referred

House Bill No. 418, An act relating to institutional exemptions having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend said bill by inserting in the 33rd line of section 1 of said bill after the word "Veterans" a comma and the words "Veterans of Foreign Wars" so that said section as amended shall read.

1. *Institutional Exemptions.* Amend section 22, chapter 60 of the Public Laws by adding thereto the following: No institution shall be deemed an educational institution which does not have a curriculum regularly approved by the State Board of Education and in which training is not given for at least six months of each calendar year, and no institution shall be deemed a religious institution for the purpose of this act which does not conduct religious services for at least six months of each calendar year, but this limitation shall not apply to any church property owned and maintained by any regularly recognized and constituted denomination, sect or creed, or to property, though used less than six months in each year, or institutions regularly maintaining activities within this state, though not at the place where said property is situated, nor to any institution or organization exempted by any special act of the legislature so that said section when amended shall read:

22. *Institutional Exemptions.* The personal property of institutions devoted to educational purposes, charitable and religious societies, and of temperance societies, incorporated or organized within this state, and the real estate owned and occupied by them, their officers, or their students for the purposes for which they are established, parsonages occupied by pastors of churches, and personal property owned and real estate owned and occupied by the

Grand Army of the Republic, the United Spanish War Veterans, Veterans of Foreign Wars or the American Legion, shall be exempt from taxation, provided none of the income or profits of the business of such corporations or institutions is divided among the stockholders or members, or is used or appropriated for other than educational, charitable or religious purposes. No institution shall be deemed an educational institution which does not have a curriculum regularly approved by the State Board of Education and in which training is not given for at least six months of each calendar year, and no institution shall be deemed a religious institution for the purpose of this act which does not conduct religious services for at least six months of each calendar year, but this limitation shall not apply to any church property owned and maintained by any regularly recognized and constituted denomination, sect or creed, or to property, though used less than six months in each year, of institutions regularly maintaining activities within this state, though not at the place where said property is situated, not to any institution or organization exempted by any special act of the legislature.

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at two o'clock.

#### INTRODUCTION OF BILL

The Committee on Rules introduced the following entitled bill.

Senate Bill No. 59, An act ratifying the action of the Coos County Delegation relating to an appropriation for the Coos County Farm.

On motion of Senator Chandler the rules were suspended, printing and reference to committee dispensed with, and the above entitled bill read a third time and passed.

The Clerk proceeded to call the roll for the purpose of ascertaining the attendance.

The following named Senators were present:

Senators Chandler, Thompson, Russell of District No. 4, Townsend, Hayford, Allen, Etsler, Russell of District

No. 9, Jones, Damon, Wadleigh, Burque, Peaslee, Rolfe, Swallow, Lee, Foye, Martel, Meader, Baer, Falconer, Munsey and Brackett.

On motion of Senator Brackett the Senate adjourned.

### AFTERNOON

The following message was received from the House of Representatives by its Clerk.

### HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following concurrent resolution in the passage of which it asks the concurrence of the Honorable Senate:

WHEREAS it appears that all necessary legislative work may be easily accomplished by Friday, February 28, instant therefore be it

*Resolved*, By the House of Representatives, the Senate concurring, that the present (special) session of the legislature be brought to final adjournment on Friday, February 28, instant at 3:00 o'clock in the afternoon, and be it further

*Resolved*, That all reports, bills and joint resolutions pending at that time in either branch of the legislature, with the exception of such as have been referred to the next session of the legislature, be indefinitely postponed.

Senator Wadleigh offered the following amendment to the foregoing concurrent resolution.

Amend the resolution by striking out the words 3:00 o'clock and inserting in place thereof the words 5:00 o'clock, so that said resolution as amended shall read:

WHEREAS it appears that all necessary legislative work may be easily accomplished by Friday, February 28, instant therefore be it

*Resolved*, By the House of Representatives, the Senate concurring, that the present (special) session of the legislature be brought to final adjournment on Friday, Febru-

ary 28, instant at 5:00 o'clock in the afternoon, and be it further

*Resolved*, That all reports, bills and joint resolutions pending at that time in either branch of the legislature, with the exception of such as have been referred to the next session of the legislature, be indefinitely postponed.

The question being stated:

Shall the amendment be adopted?

On a *viva voce* vote the affirmative prevailed and the amendment was adopted.

The question being stated.

Shall the Senate concur in the resolution as amended?

On a *viva voce* vote the affirmative prevailed and the Senate concurred in the adoption of the resolution.

The message further stated that the House of Representatives had passed the following joint resolution in the passage of which it asked the concurrence of the Senate.

House Joint Resolution No. 109, Joint resolution for the appointment of a commission to study and designate a system of secondary highways.

#### THIRD READINGS

The following entitled bill was read a third time and passed.

House Bill No. 418, An act relating to institutional exemptions.

The following entitled bill was read a third time.

House Bill No. 419, An act to Enlarge the Powers of the Village Precinct of Hanover.

The question being stated.

Shall the bill pass?

Senator Brackett moved that the foregoing bill be indefinitely postponed.

The question being stated.

Shall the bill be indefinitely postponed?

(Discussion ensued)

On a *viva voce* vote the negative prevailed.

Senator Brackett demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators, Lee, Baer, Falconer, Munsey and Brackett.

The following named Senators voted in the negative:

Senators Chandler, Thompson, Russell of District No. 4, Townsend, Hayford, Allen, Etsler, Jones, Damon, Wadleigh, Burke, Peaslee, Rolfe and Swallow.

Five Senators having voted in the affirmative and fourteen Senators having voted in the negative, the negative prevailed and the motion to indefinitely postpone was lost.

The question being stated.

Shall the bill pass?

On a *viva voce* vote the affirmative prevailed and the bill passed.

On motion of Senator Swallow, the rules were suspended and the following joint resolutions were severally read a third time by caption and passed.

House Joint Resolution No. 105, Joint resolution for the improvement of the main road leading from Tamworth village to Wonolancet in the town of Tamworth.

House Joint Resolution No. 107, Joint resolution for the appropriation of funds for the construction of a bridge in the town of Hebron.

#### INTRODUCTION OF JOINT RESOLUTION

Senator Wadleigh with the approval of the Committee on Rules introduced the following Joint Resolution which was read a first time.

Senate Joint Resolution No. 1, Joint resolution providing for a Recess Commission to study the subject of taxation of retail stores.

On motion of Senator Brackett, the rules were suspended and the foregoing joint resolution read a second time by its caption.

On motion of Senator Wadleigh, the rules were suspended, printing and reference to regular committee dispensed with, and the joint resolution referred to a Committee of the Whole.

On motion of the same Senator the Senate resolved itself into a Committee of the Whole.

Committee of the whole  
(Senator Etsler in the Chair)

Senate  
(The President in the Chair)

Senator Etsler for the Committee of the Whole, to whom was referred

Senate Joint Resolution No. 1, Joint resolution providing for a Recess Commission to study the subject of taxation of retail stores, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Wadleigh the rules were suspended and the joint resolution placed upon its third reading and final passage at the present time.

On motion of Senator Burke, the rules were further suspended and the foregoing joint resolution read a third time by its caption and passed.

#### READ AND REFERRED

The following joint resolution sent up from the House of Representatives was read a first time.

House Joint Resolution No. 109, Joint resolution for the appointment of a commission to study and designate a system of secondary highways.

On motion of Senator Brackett the rules were suspended and the joint resolution read a second time by its caption.

On motion of Senator Hayford, the rules were suspended reference to regular committee dispensed with, and the foregoing joint resolution referred to a Committee of the Whole.



On motion of the same Senator the Senate resolved itself into a Committee of the Whole.

Committee of the whole  
(Senator Hayford in the Chair)

Senate  
(The President in the Chair)

Senator Hayford for the Committee of the Whole, to whom was referred

House Joint Resolution No. 109, Joint resolution for the appointment of a commission to study and designate a system of secondary highways, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of the same Senator the rules were suspended and the foregoing joint resolution read a third time by its caption and passed.

(Recess)

The Senate reassembled.

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following joint resolution in the passage of which it asks the concurrence of the Honorable Senate.

House Joint Resolution No. 111, Joint resolution in favor of Guy S. Neal and others.

The message further stated that the House of Representatives had voted to concur with the Senate in its adoption of the amendment offered by the Committee on Engrossed Bills to the following entitled bill.

House Bill No. 420, An act legalizing the caucus and election held in the town of Amherst.

The message further stated that the House of Representatives had concurred with the Senate in the adoption of its amendment to the final adjournment resolution changing the time of adjournment from 3:00 to 5:00 o'clock in the afternoon on Friday, February 28th instant.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following entitled bill.

Senate Bill No. 59, An act ratifying the action of the Coos County Delegation relating to an appropriation for the Coos County Farm.

The message further stated that the House of Representatives had concurred with the Senate in its amendment to the following entitled bill.

House Bill No. 418, An act relating to institutional exemptions.

The message further stated that the House of Representatives had refused to concur with the Senate in the passage of the following entitled bill.

Senate Bill No. 58, An act to amend chapter 68 of the Public Laws relating to the re-assessment of property by the Tax Commission.

The following report of the Committee on Engrossed Bills was read and accepted.

#### BILLS ENGROSSED

The Committee on Engrossed bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 425, An act to disannex a part of the town of Sanbornton adjacent to the Daniel Webster highway near Winnisquam bridge and annex said part to the town of Tilton.

House Bill No. 426, An act legalizing the Republican and Democratic caucuses in Laconia.

House Bill No. 427, An act in relation to the Marlborough Water Works Company.

House Bill No. 429, An act relating to the New Hampshire building at the Eastern States Exposition.

House Bill No. 430, An act relating to the county convention of Sullivan county.

ARTHUR R. JONES,  
*For the Committee.*

On motion of Senator Brackett the Senate adjourned.

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FRIDAY, FEBRUARY 28, 1930.

The Senate met according to adjournment.

READ AND REFERRED

The following joint resolution sent up from the House of Representatives was read a first time.

House Joint Resolution No. 111, Joint resolution in favor of Guy S. Neal and others.

On motion of Senator Jones the rules were suspended and the foregoing joint resolution read a second time by its caption.

On motion of Senator Wadleigh the rules were further suspended and reference to committee dispensed with.

Senator Wadleigh offered the following amendment.

Amend said joint resolution by striking out in line 22 of said joint resolution the numerals "\$55." and inserting in place thereof the numerals "\$60."

The question being stated

Shall the amendment be adopted?

On a *viva voce* vote the affirmative prevailed and the amendment was adopted.

On motion of Senator Wadleigh the rules were further suspended and the foregoing joint resolution was read a third time by its caption and passed.

(Recess)

The Senate reassembled.

The following message was received from the House of Representatives by its Clerk.

## HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following concurrent resolution in the passage of which it asks the concurrence of the Honorable Senate.

*Resolved*, By the House of Representatives, the Senate concurring that the Secretary of State and the clerks of the Senate and House of Representatives be authorized to publish the journals and bills passed at the special session in one volume.

On motion of Senator Swallow, the Senate voted to concur with the House of Representatives in the passage of the foregoing concurrent resolution.

The message further stated that the House of Representatives had concurred with the Senate in its amendment to the following joint resolution.

House Joint Resolution No. 111, Joint resolution in favor of Guy S. Neal and others.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following joint resolution.

Senate Joint Resolution No. 1, Joint resolution providing for a Recess Commission to study the subject of taxation of retail stores.

The Clerk proceeded to call the roll for the purpose of ascertaining the attendance.

The following named Senators were present.

Senators Chandler, Thompson, Russell of District No. 4; Townsend, Hayford, Allen, Etsler, Russell of District No. 9; Jones, Damon, Wadleigh, Burque, Peaslee, Rolfe, Swallow, Lee, Foye, Martel, Meader, Baer, Falconer, Munsey and Brackett.

On motion of Senator Russell of District No. 4, the Senate adjourned.

## AFTERNOON

## COMMITTEE REPORTS

Senator Russell of District No. 9, for the Committee on Engrossed Bills to whom was referred

House Joint Resolution No. 107, Joint resolution for the appropriation of funds for the construction of a bridge in the town of Hebron, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend the title of said resolution by striking out the words "for the appropriation of funds."

Amend said joint resolution by striking all after the resolving clause and inserting in place thereof the following:

That the sum of seven thousand dollars is hereby appropriated on condition that the town of Hebron appropriates three thousand dollars for building a bridge over the inlet to Newfound lake on the road from Hebron to East Hebron. Said sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner and the sum appropriated by the state shall be a charge upon the maintenance fund as provided by chapter 84 of the Public Laws.

The report was accepted, amendment adopted and the joint resolution sent to the House of Representatives for concurrence in Senate amendment.

Senator Russell of District No. 9, for the Committee on Engrossed Bills to whom was referred

House Joint Resolution No. 109, Joint resolution for the appointment of a commission to study and designate a system of secondary highways, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend said resolution by striking out all after the resolving clause and inserting in place thereof the following: That the governor, with the advice and consent of the council, is hereby authorized and directed to appoint a commission of three, consisting of the highway commissioner and two other persons, which commission shall study and designate a system of secondary highways and report to the legislature of 1931. The members of said commission shall serve without compensation but shall be reimbursed for their necessary expenses. The sum of five hundred

dollars is hereby appropriated to carry into effect the provisions hereof and said sum shall be a charge upon the maintenance fund for highways as provided by chapter 84 of the Public Laws.

The report was accepted, amendment adopted and the joint resolution sent to the House of Representatives for concurrence in Senate amendment.

The following report from the Committee on Engrossed Bills was read and accepted.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions.

Senate Bill No. 59, An act ratifying the action of the Coos county delegation relating to an appropriation for the Coos County Farm.

House Bill No. 420, An act legalizing the caucus and election held in the town of Amherst.

Senate Joint Resolution No. 1, Joint resolution providing for a Recess Commission to study the subject of taxation of retail stores.

House Joint Resolution No. 105, Joint resolution for the improvement of the main road leading from Tamworth village to Wonolancet in the town of Tamworth.

House Bill No. 419, An act to enlarge the powers of the village precinct of Hanover.

FAY F. RUSSELL,  
*For the Committee.*

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:*

The House of Representatives has passed the following concurrent resolution in the passage of which it asks the concurrence of the Honorable Senate:



*Resolved*, That the House of Representatives, the Honorable Senate concurring, hereby express their sincere appreciation to the members of the Recess Tax Commission for their generous expenditure of time and faithful service to the State of New Hampshire during the past three years, and be it further

*Resolved*, That the Clerk of the House be instructed to forward a copy of these Resolutions to each member of the Recess Tax Commission.

On motion of Senator Martel the Senate voted to concur with the House of Representatives in the adoption of the foregoing concurrent resolution.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills to the following bill in the adoption of which amendments the House of Representatives asked the concurrence of the Senate.

House Bill No. 418, An act relating to institutional exemptions.

Amend section 1 of said bill by striking out the first two lines of said section and inserting in place thereof the following:

1. *Institutions Defined.* Amend section 22, chapter 60 of the Public Laws by inserting after the word "Veterans" in the eighth line of said section the words Veterans of Foreign Wars, and by adding at the end of said section the following: No institution shall

Further amend section 1 of said bill by striking out the word "or" in the eleventh line of said section and inserting in place thereof the word of.

Further amend section 1 of said bill by striking out the word "not" in the thirty-eighth line of said section and inserting in place thereof the word nor.

On motion of Senator Brackett the Senate voted to concur with the House of Representatives in the adoption of the foregoing amendments to the above entitled bill.

(Recess)

The Senate reassembled.

The following report of the Committee on Engrossed Bills was read and accepted.

#### BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and resolutions:

House Bill No. 418, An act relating to institutional exemptions.

House Joint Resolution No. 107, Joint resolution for the construction of a bridge in the town of Hebron.

House Joint Resolution No. 109, Joint resolution for the appointment of a commission to study and designate a system of secondary highways.

House Joint Resolution No. 111, Joint resolution in favor of Guy S. Neal and others.

FAY F. RUSSELL,

*For the Committee.*

The following message was received from the House of Representatives by its Clerk.

#### HOUSE MESSAGE

*Mr. President:*

The House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following joint resolutions.

House Joint Resolution No. 107, Joint resolution for the appropriation of funds for the construction of a bridge in the town of Hebron.

House Joint Resolution No. 109, Joint resolution for the appointment of a commission to study and designate a system of secondary highways.

The message further stated that the House of Representatives had passed the following concurrent resolution in the passage of which it asked the concurrence of the Senate.

WHEREAS it appears that all necessary legislative work may be easily accomplished by Friday, February 28, instant, therefore be it

*Resolved*, By the House of Representatives, the Senate concurring, that the present (special) session of the legislature be brought to final adjournment on Friday, February 28, instant, at 4:30 o'clock in the afternoon, and be it further

*Resolved*, That all reports, bills and joint resolutions pending at that time in either branch of the legislature, with the exception of such as have been referred to the next session of the legislature, be indefinitely postponed.

On motion of Senator Townsend, the Senate voted to concur with the House of Representatives in the adoption of the foregoing joint resolution.

The message further stated that the House of Representatives had passed the following concurrent resolution in the passage of which it asked the concurrence of the Senate.

*Resolved*, By the House of Representatives, the Senate concurring, that a committee of ten be appointed to join with such committee as the Senate may designate to wait upon His Excellency, the Governor, and inform him that the Legislature has completed the business of the session and is ready to receive any communication he may be pleased to make. The Speaker has appointed as members of such committee on the part of the House Mrs. Buckley of Dover, Messrs. Henderson of Guilford; Charles of Chatham; Haynes of Greenfield; Shaw of Chichester; Mrs. Phinney of Manchester; Messrs. Moore of Ashland; Osborne of Sunapee; Blanden of Bath and Mrs. Barden of Berlin.

On motion of Senator Brackett, the Senate voted to concur with the House of Representatives in the adoption of the foregoing concurrent resolution, and the President appointed as members of such committee on the part of the Senate, Senators Baer, Falconer, Munsey, Brackett and Rolfe.

His Excellency Honorable Charles W. Tobey then ap-

peared attended by the Honorable Council and made the following communication to the Senate.

*To the Senate:*

Having been informed by the joint committee of the Senate and House of Representatives that you have completed the business of the session and are ready to adjourn, I do, by the authority vested in me as Governor, hereby declare the General Court of New Hampshire adjourned to the last Wednesday in December in the year of our Lord, 1930.

CHARLES W. TOBEY,

*Governor.*

And thereupon the President in accordance with the proclamation of His Excellency the Governor, and by virtue of the authority vested in him declared the Senate adjourned to the last Wednesday in December, in the year of Our Lord One Thousand Nine Hundred and Thirty.

NORRIS COTTON,

*Clerk*

A True Copy, Attest:

NORRIS COTTON,

*Clerk*



## APPENDIX

---

Senate attendance.			Days	
Dist. No.				
1.	Hon. Charles A. Chandler	7	\$21.00	
2.	Hon. William H. Thompson	9	27.00	
3.	Hon. Harold K. Davison	8	24.00	
4.	Hon. George W. Russell	8	24.00	
5.	Hon. Harry S. Townsend	7	21.00	
6.	Hon. Charles J. Hayford	8	24.00	
7.	Hon. William W. Allen	7	21.00	
8.	Hon. Clarence B. Etsler	7	21.00	
9.	Hon. Fay F. Russell	9	27.00	
10.	Hon. Arthur R. Jones	7	21.00	
11.	Hon. Clarence M. Damon	7	21.00	
12.	Hon. Fred T. Wadleigh	7	21.00	
13.	Hon. Auguste U. Burke	7	21.00	
14.	Hon. Frank H. Peaslee	7	21.00	
15.	Hon. George H. Rolfe	8	24.00	
16.	Hon. William C. Swallow	8	24.00	
17.	Hon. Harry A. Lee	7	21.00	
18.	Hon. Francis A. Foye	7	21.00	
19.	Hon. Aime Martel	7	21.00	
20.	Hon. Harry H. Meader	7	21.00	
21.	Hon. Lorenzo A. Baer	6	18.00	
22.	Hon. Francis W. Falconer	8	24.00	
23.	Hon. Harry D. Munsey	7	21.00	
24.	Hon. Charles H. Brackett, Sr.	7	21.00	

I hereby certify that the above record of attendance of the members of the Senate for the Special Session of 1930 is correct to the best of my knowledge and belief.

NORRIS COTTON,  
*Clerk.*

A true copy, Attest:  
(Signature of)

NORRIS COTTON,  
*Clerk.*





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TO THE  
SENATE JOURNAL



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JOURNAL  
OF THE  
HOUSE OF REPRESENTATIVES  
SPECIAL SESSION OF 1930



PROCLAMATION  
OF HIS EXCELLENCY, GOVERNOR CHARLES W. TOBEY  
Calling a Special Session of  
THE LEGISLATURE

---

STATE OF NEW HAMPSHIRE  
EXECUTIVE DEPARTMENT

---

A PROCLAMATION  
*By the Governor*

In the regular session last year a series of tax measures were introduced as a result of two years' study of the tax situation in New Hampshire by the Recess Tax Commission, authorized by the Legislature of 1927.

These bills passed the House, and while under consideration in the Senate, that body at my suggestion, decided to ask the Supreme Court for an opinion as to their constitutionality. At that time I suggested the possibility that it might be advisable to recall the Legislature in Special Session on receipt of the Court's opinion.

At its January term the Court made a comprehensive and informing reply to the questions, finding some of the proposed acts in accordance with the constitution, and advising how others might be made so.

Previously the Recess Tax Commission had given much time and thought to this work. Under the circumstances this body was invited to redraft the bills on the lines suggested by the Court. This has been accomplished and the redrafted bills will be distributed shortly.

I believe that the Court's opinion has pointed the way for constructive action in the equalization of the tax burden, and that those who have given so much thought to the matter are best qualified to act on it.

Whereas, the welfare of the State requires the immediate assembling of the Legislature,

I, Charles W. Tobey, Governor, with the advice of the Council, hereby summon the General Court to assemble at the State House Tuesday, the eighteenth day of February, at eleven o'clock, A. M.

Given at the Council Chamber, in Concord, this Fifteenth day of January, in the year of our Lord, one thousand nine hundred and thirty, and of the independence of the United States of America, the one hundred and fifty-fifth.

CHARLES W. TOBEY,  
*Governor*

By His Excellency, the Governor,  
with the advice of the Council  
ENOCH D. FULLER,  
*Secretary of State.*

JOURNAL  
OF THE  
HOUSE OF REPRESENTATIVES  
SPECIAL SESSION, FEBRUARY, 1930

---

TUESDAY, FEBRUARY 18, 1930.

In pursuance of the foregoing proclamation, the House of Representatives having assembled in the capitol in the City of Concord, in said state, on Tuesday, February 18, 1930, being the day designated in the foregoing proclamation by His Excellency, the Governor, they were called to order by the Speaker.

Prayer was offered by the chaplain.

The clerk proceeded to call the roll and 381 members answering to their names, a quorum was declared present.

ROCKINGHAM COUNTY

Atkinson . . . . .	Herbert N. Sawyer
Auburn . . . . .	George P. Griffin
Brentwood . . . . .	George A. Lyford
Candia . . . . .	Herbert D. Ranney
Chester . . . . .	Herbert W. Ray
Danville . . . . .	Romanzo C. Burrill
Deerfield . . . . .	Henry P. Haynes
Derry . . . . .	Charles Sumner Adams Edmund R. Angell Loren Henry Bailey
East Kingston . . . . .	Daniel M. Evans
Epping . . . . .	James F. W. Brown, Jr.
Exeter . . . . .	Frank M. Cilley John F. DeMerritte Henry G. Durgin Elmer G. Stevens



Fremont . . . . .	George A. Bassett
Greenland . . . . .	Clarence E. Gowen
Hampstead . . . . .	Frank W. Emerson
Hampton . . . . .	Charles Francis Adams
Hampton Falls . . . . .	George C. Nealey
Kensington . . . . .	Herbert L. Eastman
Kingston . . . . .	Ruth G. Bartlett
Londonderry . . . . .	Charles G. Pillsbury
Newcastle . . . . .	Harry S. Yeaton
Newfields . . . . .	Perley R. Bean
Newmarket . . . . .	Thomas J. Connolly
	Thomas J. Filion
	Arthur A. Labranche
Newton . . . . .	Arthur Ralph Estabrook
North Hampton . . . . .	Arthur E. Seavey
Nottingham . . . . .	Thomas E. Fernald
Plaistow . . . . .	Arthur Prescott
Portsmouth—	
Ward 1 . . . . .	Eben H. Blaisdell
	Ralph L. Hett
	Joseph Philbrick
Ward 2 . . . . .	William O. Sides
	Harold M. Smith
	James H. Smith
Ward 3 . . . . .	James R. McNeil
	Willie E. Winn, Jr.
Ward 4 . . . . .	Edward H. Adams
Ward 5 . . . . .	Patrick E. Kane
Raymond . . . . .	Horace L. Whittier
Rye . . . . .	Edward S. Sawyer
Salem . . . . .	Frank D. Davis
	William A. Turner
Seabrook . . . . .	Ellsworth Brown
South Hampton . . . . .	Charles R. Jewell
Stratham . . . . .	Arthur R. Jewell
Windham . . . . .	George M. Hawley

## STRAFFORD COUNTY

Barrington . . . . . Arthur C. Waterhouse

Dover—

Ward 1 . . . . . Harry R. Smith

William C. Swan

Ward 2 . . . . . William A. Crockett

George I. Leighton

Georgie E. Worcester

Ward 3 . . . . . John H. Dame

Thomas J. Otis

Ward 4 . . . . . Ralph B. Irwin

Edward D. Smith

Ward 5 . . . . . Edward Durnin

Durham . . . . . Oren V. Henderson

Farmington . . . . . Fred I. Thayer

Alison E. Tuttle

Lee . . . . . Fred C. York

Madbury . . . . . William H. Knox

Milton . . . . . Fred B. Roberts

New Durham . . . . . George L. Hayes

Rochester—

Ward 1 . . . . . Elihu A. Corson

Ward 3 . . . . . Napoleon I. Masse

Ward 4 . . . . . Adelard G. Gelinas

Frederic E. Small

Ward 5 . . . . . Conrad E. Snow

Ward 6 . . . . . Sara E. Greenfield

Harry T. Hayes

Rollinsford . . . . . Gardner Grant

Somersworth—

Ward 1 . . . . . Amedee Cote

Ward 2 . . . . . Napoleon A. Habel

Ward 3 . . . . . Wilfred F. Willette

Ward 4 . . . . . Fred A. Houle

Ward 5 . . . . . Emile Leclerc

Strafford . . . . . Albert H. Brown

## BELKNAP COUNTY

Alton . . . . .	Oe Varney
Barnstead . . . . .	Harry E. Little
Belmont . . . . .	Fred W. Friend
Gilford . . . . .	Clarence V. Henderson
Gilmanton . . . . .	Leon W. Schultz
Laconia—	
Ward 1 . . . . .	George M. Bridges
Ward 2 . . . . .	Alfred L. Guay
	Alfred W. Simoneau
Ward 3 . . . . .	Fred L. Rollins
Ward 4 . . . . .	William F. Seaverns
Ward 5 . . . . .	George A. Ringer
Ward 6 . . . . .	Oscar A. Flanders
	Edward M. Sanders
Meredith . . . . .	Joseph F. Smith
New Hampton . . . . .	Frank C. Plastridge
Sanbornton . . . . .	Howard W. Sanborn
Tilton . . . . .	Frank J. Phelps
	Irving E. Young

## CARROLL COUNTY

Albany . . . . .	William B. Parker
Bartlett . . . . .	George E. Gale
Chatham . . . . .	Madison O. Charles
Conway . . . . .	John C. Broughton
	George D. Emery
	Arthur R. Shirley
Effingham . . . . .	John G. Thompson
Hart's Location . . . . .	Florence Morey
Jackson . . . . .	Leonard A. Fernald
Moultonborough . . . . .	Fred P. Richardson
Ossipee . . . . .	Mark H. Winkley
Sandwich . . . . .	Charles R. Fellows
Tamworth . . . . .	Robert C. Spaulding
Tuftsboro . . . . .	John R. Whitten
Wakefield . . . . .	Samuel H. Paul

Wolfeboro . . . . . Stephen W. Clow  
Harold H. Hart

## MERRIMACK COUNTY

Allenstown . . . . . Alexander J. Morency  
Andover . . . . . Charles H. Putney  
Boscawen . . . . . Frank L. Gerrish  
Bow . . . . . Arthur M. Case  
Bradford . . . . . Leslie C. Trow  
Canterbury . . . . . Louis D. Morrill  
Chichester . . . . . John L. T. Shaw

## Concord—

Ward 1 . . . . . William J. Vereneau  
Ward 2 . . . . . Charles A. Maxner  
Ward 3 . . . . . Edward P. Robinson  
Ward 4 . . . . . Louis P. Elkins  
Donald Knowlton

Ward 5 . . . . . George A. Foster  
Isaac Hill  
Ward 6 . . . . . Arthur E. Bean  
Earle F. Boutwell  
George H. Nash  
Herbert W. Rainie

Ward 7 . . . . . Helen S. Abbott  
Harold C. Gibson  
Samuel J. Matson

Ward 8 . . . . . William A. Lee

Ward 9 . . . . . Edward B. Haskell

Danbury . . . . . George A. Danforth

Epsom . . . . . Horace W. Edmunds

## Franklin—

Ward 1 . . . . . James H. Gerlach

Ward 2 . . . . . Wiggin S. Gilman  
Henry J. Proulx

Ward 3 . . . . . Frederick A. Holmes  
Henry L. Young

Henniker . . . . . Fred T. Conner

Hill . . . . .	Edward H. Catlin
Hooksett . . . . .	Ephrem Lamond
	Samuel Poor
Loudon . . . . .	Abraham L. Osgood
Northfield . . . . .	Walter H. Bosworth
Pembroke . . . . .	Hercule P. Rainville
	Laurence F. Whittemore
Pittsfield . . . . .	Courtland F. H. Freese
	Frank H. Sargent
Sutton . . . . .	Herbert L. Pillsbury
Warner . . . . .	Herbert G. Martin
Webster . . . . .	Daniel L. Holmes

## HILLSBOROUGH COUNTY

Amherst . . . . .	Harold H. Wilkins
Antrim . . . . .	Morton Paige
Bedford . . . . .	Arthur H. Hodgman
Bennington . . . . .	Henry W. Wilson
Brookline . . . . .	George H. Nye
Deering . . . . .	Mary B. Holden
Goffstown . . . . .	William H. Beals
	Carl B. Pattee
Greenfield . . . . .	Clarence M. Gipson
Greenville . . . . .	Edward Pelletier
Hillsborough . . . . .	George W. Boynton
	Charles F. Butler
Hollis . . . . .	George W. Hardy
Hudson . . . . .	George F. Blood
	Howard S. Legallee
Manchester—	
Ward 1 . . . . .	Harry B. Cilley
	Sherman L. Greer
Ward 2 . . . . .	Oscar F. Bartlett
	Arthur W. DeMoulpied
	Alba O. Dolloff
	Charles E. Hammond
	Ann Story

## Manchester—

Ward 3 . . . . .	Charles O. Johnson Denis A. Murphy Fred W. Pingree Timothy M. Sheehan
Ward 4 . . . . .	Percy W. Caswell Mary E. Phinney George J. Smith Harold M. Worthen, Sr.
Ward 5 . . . . .	Patrick J. Creighton William B. Eagan Frank P. Healy Thomas J. Horan James S. Jennings, Jr. Robert J. Keefe John F. Kelley William H. Mara Michael J. McNulty John C. O'Brien
Ward 6 . . . . .	Charles S. Currier John M. Mahoney William G. Mealey Andrew O. Morin Robert J. Murphy Grover C. Stanley
Ward 7 . . . . .	John A. Foley Jeremiah B. Healey, Jr. John J. Horan Patrick McQueeney Albert Murray Thomas B. O'Malley
Ward 8 . . . . .	John A. Burke William O. Corbin Edward F. Cote Mark B. Flanders William J. Langton
Ward 9 . . . . .	Frank J. Bodkin



## Manchester—

Ward 9	. . . . .	John J. Collins Herman Knoetig Valentine J. McBride
Ward 10	. . . . .	John M. Hunter Walter O'Connell
Ward 11	. . . . .	John F. Joyce James J. Madden Elmer D. Roukey
Ward 12	. . . . .	William H. Guevin Alpha J. Letendre Alfred F. Maynard Antonio Millette Alphonse Roy
Ward 13	. . . . .	Almon A. Boisvert Alfred E. Fortin Aime J. Guimond

Mason . . . . . Charles L. Barnes

Merrimack . . . . . George W. Carroll

Milford . . . . . Hiram C. Bruce  
Gertrude N. Howison  
William Weston

Mont Vernon . . . . . Jay M. Gleason

## Nashua—

Ward 1	. . . . .	Eliot A. Carter
Ward 2	. . . . .	George M. French, Sr. George W. Underhill
Ward 3	. . . . .	Joseph Boilard Edward Latour George J. Lavoie
Ward 4	. . . . .	Merle C. Colburn Edwin F. Nolan
Ward 5	. . . . .	Delphis Chasse Arthur Papachristos
Ward 6	. . . . .	Alfred J. Shea John P. Sullivan
Ward 7	. . . . .	John Guinan

## Manchester—

Ward 7 . . . . .	Charles E. Lazott John H. Welch
Ward 8 . . . . .	Charles F. Moran Irinie L. Ravenelle
Ward 9 . . . . .	Honore Bouthillier Charles H. Brodeur
New Boston . . . . .	Albert F. Trow
New Ipswich . . . . .	Mabel M. Jones
Pelham . . . . .	Arthur H. Peabody
Peterborough . . . . .	George D. Cummings Robert E. Walbridge
Weare . . . . .	John F. Tierney
Wilton . . . . .	Stanley H. Abbot
Windsor . . . . .	Charles I. Nelson

## CHESHIRE COUNTY

Alstead . . . . .	Harvey T. Moore
Chesterfield . . . . .	Moses H. Chickering
Dublin . . . . .	Wilfred M. Fiske
Fitzwilliam . . . . .	Arthur E. Stone
Harrisville . . . . .	John J. Stewart
Hinsdale . . . . .	Earl P. Bailey
Jaffrey . . . . .	George H. Duncan Jason C. Sawyer

## Keene—

Ward 1 . . . . .	William J. Callahan
Ward 2 . . . . .	Loyal Barton Carlos L. Seavey
Ward 3 . . . . .	Abijah H. Barrett, Sr. Edmund H. Pitcher
Ward 4 . . . . .	Wilder F. Gates
Ward 5 . . . . .	Charles S. Bergeron John M. Duffy
Marlborough . . . . .	Ernest F. Flint
Rindge . . . . .	George W. Wilder
Stoddard . . . . .	William F. Lane
Sullivan . . . . .	Marietta A. Ware

Surry . . . . .	Robert M. Crain
Swanzy . . . . .	Milan A. Dickinson
Troy . . . . .	Martin L. Clark
Walpole . . . . .	Clarence W. Houghton
	Arthur E. Wells
Westmoreland . . . . .	Omer G. Thompson
Winchester . . . . .	John H. Dickinson

## SULLIVAN COUNTY

Charlestown . . . . .	James W. Davidson
Claremont . . . . .	John Laban Ainsworth
	John W. Dow
	Aaron King
	Thomas Pagon
	George P. Tenney
	George C. Warner
	William F. Whitcomb
Cornish . . . . .	William W. Balloch
Croydon . . . . .	Clinton K. Barton
Grantham . . . . .	Perley Walker
Langdon . . . . .	Waldo D. Stevens
Newport . . . . .	Daniel K. Barry
	George E. Lewis
	Robert T. Martin
Plainfield . . . . .	Charles A. Tracy
Springfield . . . . .	George D. Philbrick
Sunapee . . . . .	Leo L. Osborne
Unity . . . . .	Perley E. Breed

## GRAFTON COUNTY

Alexandria . . . . .	David B. Plumer
Ashland . . . . .	Frank S. Huckins
Bath . . . . .	Amos N. Blandin
Benton . . . . .	Walter J. Yeaton
Bethlehem . . . . .	Brinie P. Ferrin
Bridgewater . . . . .	Alba H. Carpenter
Bristol . . . . .	E. Maude Ferguson
Campton . . . . .	William B. Avery

Canaan . . . . .	Charles E. Kenyon
Dorchester . . . . .	John H. Fairburn
Enfield . . . . .	Isaac H. Sanborn
Franconia . . . . .	Roy W. Bowles
Grafton . . . . .	Fred W. Barney
Hanover . . . . .	Francis V. Tuxbury
Haverhill . . . . .	Dick E. Burns John L. Farnham Frederic Earl Thayer
Hebron . . . . .	Roy M. Smith
Holderness . . . . .	Joseph W. Pulsifer
Lebanon . . . . .	George W. Briggs Charles B. Drake Dan O. Eaton Charles B. Ross
Lisbon . . . . .	Carl W. Carleton William H. Merrill
Littleton . . . . .	Harry M. Eaton James B. Hadley Charles F. Harris John R. Lyster
Lyme . . . . .	Earl C. Perkins
Orford . . . . .	Olin N. Renfrew
Piermont . . . . .	John F. Simpson
Plymouth . . . . .	Kenneth G. Bell Harry S. Huckins
Rumney . . . . .	Joseph A. Rogers
Thornton . . . . .	Leland E. Holmes
Warren . . . . .	Daniel H. McLinn
Waterville . . . . .	David S. Austin, 2d
Wentworth . . . . .	Frank H. Colby

## COOS COUNTY

Berlin—

Ward 1 . . . . . Margaret H. Barden

## Berlin—

Ward 1 . . . . .	Joseph H. Roy Henry A. Smith
Ward 2 . . . . .	Jules E. Parent Robert W. Pingree
Ward 3 . . . . .	John A. Burbank
Ward 4 . . . . .	Leopold Gagne Marie A. Gagne
Clarksessville . . . . .	John C. Hurlburt
Colebrook . . . . .	John J. McNeeley Ernest A. Rainville
Columbia . . . . .	Alpheus Frizzelle
Dalton . . . . .	Frank E. Tillotson
Dummer . . . . .	Fred U. Woodward
Gorham . . . . .	William H. Morrison Frank E. Purrington
Jefferson . . . . .	Raymond C. Kimball
Lancaster . . . . .	Seth Forbes Frank P. Marshall
Milan . . . . .	Lavator A. Bickford
Northumberland . . . . .	James W. Bean Elmer F. Brown
Pittsburgh . . . . .	Perley A. Terrill
Stewartstown . . . . .	Charles A. Heath
Stratford . . . . .	Hugh H. Johnson
Whitefield . . . . .	George A. Colbath Harry M. Lamere

## LEAVES OF ABSENCE

Mr. Ward of Hanover, was granted leave of absence for the session on account of illness.

Messrs. Johansen and Olsen of Berlin, were granted leave of absence for the week on account of illness.

Messrs. Gay of New London, and Paquette of Laconia, were granted leave of absence for the day on account of illness.

Messrs. Bartlett of Concord; Hyde of Lebanon, and Rutter of Derry, were granted leave of absence for the day on account of important business.

Mr. O'Brien of Manchester, was granted leave of absence for the week on account of illness.

#### RESOLUTIONS

On motion of Mr. H. M. Smith of Portsmouth:

*Resolved*, By the House of Representatives, the Senate concurring, that the joint rules of the last regular session of the Legislature be the joint rules of this special session of the Legislature, unless otherwise ordered except that no bill, joint resolution, claim outstanding on the first day of the session, or petition relating to new business, shall be received in either branch of the Legislature, unless reported by the Committee on Rules; provided that this rule may be suspended in either house whenever two-thirds of the whole number of members shall, on division, take vote in favor thereof, and not otherwise.

On motion of Mr. Duncan of Jaffrey:

*Resolved*, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in joint convention at 11:45 o'clock for the purpose of receiving His Excellency, the Governor, and any communication he may be pleased to make, and for the transaction of such other business as may properly come before the Convention.

On motion of Mr. Butler of Hillsborough:

*Resolved*, That the Honorable Senate be notified that the House of Representatives has assembled in accordance with the proclamation of His Excellency the Governor, and is now ready to proceed with the business of the session.

On motion of Mr. Snow of Rochester:

*Resolved*, That the rules of the House for the last session be the rules of the House for the present session until otherwise ordered by the House.



## LETTER RECEIVED

The Speaker laid before the House the following letter from the Attorney-General.

Hon. George A. Foster, Speaker,  
House of Representatives,  
Concord, New Hampshire.

Dear Mr. Foster:

You have asked my opinion as to the interpretation of Article 15, Part Second of the Constitution of the State of New Hampshire in regard to the pay of the legislators for attendance at the special session of the Legislature to be held on February 18, 1930. Article 15 of Part Second of the Constitution is as follows:

“The presiding officers of both houses of the Legislature, shall severally receive out of the state treasury as compensation in full for their services for the term elected the sum of two hundred and fifty dollars, and all other members thereof, seasonably attending and not departing without license, the sum of two hundred dollars exclusive of mileage; provided, however, that when a special session shall be called by the governor, such officers and members shall receive for attendance an additional compensation of three dollars per day for a period not exceeding fifteen days and the usual mileage.”

It is my opinion that this provision of the Constitution means that each legislator shall be paid for each day he is in actual attendance at the special session. The use of the words “for attendance” in this article of the Constitution seems to mean that compensation is for presence at the session and not for holding the office of representative or senator. An examination of the journal of the Constitutional Convention of 1889 and of the laws in effect previous to the adoption of the above article leads also to this conclusion.

You state that the custom has been for the Legislature to do its work on Tuesday, Wednesday and Thursday of the week and to hold a skeleton session on Monday and Friday because of Article 19, Part Second of the Constitution which is as follows:

“The House of Representatives shall have power to adjourn themselves, but no longer than two days at a time.”

It is my opinion that actual attendance by any legislator on any day when the Legislature is in session counts as one day's attendance for him, whether or not the Legislature actually does any work on that day. In other words, if the special session of the Legislature follows this custom a legislator could be in attendance five days during the week.

Of course, you understand that the question of the length of the session legally has nothing to do with the question of pay and that while each member may receive pay for not more than fifteen days for attendance, the length of a special session is not limited by the Constitution or by statute.

Very truly yours,

RALPH W. DAVIS,  
*Attorney-General.*

#### RESOLUTIONS

On motion of Mr. Carter of Nashua:

*Resolved*, That each member of the House of Representatives be required to fill out, sign and deposit with the Clerk of the House, each day upon which he is in attendance at this special session of the Legislature, commencing with February 19, a card to be furnished by the Clerk, and that the Clerk be instructed to make up his roll of attendance for compensation from such cards, and that each member be paid for attendance only for those days for which he has signed and deposited such card with the Clerk, except that every member who is present at the roll call held February 18, or shall notify the Clerk of his attendance

prior to adjournment on February 18, shall be entitled to compensation for that day.

On motion of Mr. Small of Rochester:

*Resolved*, That unless otherwise ordered, the hours for assembling of the House be at 11:30 o'clock in the forenoon, and 1:30 o'clock in the afternoon.

On motion of Mr. Hart of Wolfeboro:

*Resolved*, That a committee of three be appointed by the Speaker to make the necessary assignment of rooms for committee hearings.

The Speaker appointed as members of such committee Messrs. Hart of Wolfeboro, Henderson of Durham and Blandin of Bath.

#### COMMITTEE APPOINTMENTS

The Speaker announced the death of Mr. Milliken of Nashua; the absence in Europe of Mr. Burns of Hopkinton, and the illness of Mr. Ward of Hanover; all members of the Committee on Ways and Means and appointed in their places Messrs. Snow of Rochester; Hutehins of Plymouth, and Clow of Wolfeboro.

#### RESOLUTION

Mr. Hammond of Manchester offered the following resolution:

*Resolved*, That the clerk of the House be instructed to procure a sufficient number of copies of the Manchester Union and the Concord Daily Monitor for distribution of one copy to each member of the House on each working day of the special session.

The question being on the resolution.

(Discussion ensued)

On a *viva voce* vote the resolution was not adopted.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had passed the following resolution:

*Resolved*, That the House of Representatives be informed that in pursuance of the proclamation of His Excellency the Governor the Senate has assembled and is now ready to proceed with the business of the Special Session.

The message further announced that the Senate had voted to concur with the House of Representatives in the passage of the following concurrent resolutions:

*Resolved*, By the House of Representatives, the Senate concurring, that the joint rules of the last regular session of the Legislature be the joint rules of this special session of the Legislature, unless otherwise ordered except that no bill, joint resolution, claim outstanding on the first day of the session, or petition relating to new business, shall be received in either branch of the Legislature, unless reported by the Committee on Rules; provided that this rule may be suspended in either house whenever two-thirds of the whole number of members shall, on division, take vote in favor thereof, and not otherwise.

The message also announced that the Senate had passed the following resolution:

*Resolved*, That the House of Representatives be notified that the Senate will be ready to meet the House in joint convention at 11:45 o'clock for the purpose of receiving His Excellency the Governor and any communication he may be pleased to make and for the transaction of such other business as may properly come before the convention.

#### RESOLUTION

*Resolved*, That when the House adjourns today it adjourn in memory of the late Roscoe S. Milliken, an honored and esteemed member of this House; and

*Be it Further Resolved*, That the speaker is authorized to appoint a committee to draw up appropriate resolutions expressing our regard for our departed colleague, these resolutions to be printed in the journal and a copy of them sent to his family.

The Speaker appointed as members of the Committee on

Resolutions Messrs. Carter and French of Nashua and Whittemore of Pembroke.

On motion of Mr. Smith of Rochester the House took a recess for two minutes.

(After recess)

#### IN CONVENTION

The Honorable Senate then came in, and the two branches being in convention, on motion of Senator Wadleigh of District No. 12,

*Resolved*, That a committee of five be appointed to wait upon His Excellency the Governor and inform him that the Senate and House of Representatives have met in joint convention for the purpose of listening to any communication he may be pleased to make and to escort him to the House.

The Speaker appointed as members of such committee Senators Wadleigh of District No. 12 and Falconer of District No. 22 and Messrs. Hart of Wolfeboro, Mrs. Ferguson of Bristol and Blandin of Bath.

#### MESSAGE FROM THE GOVERNOR

His Excellency the Governor then appeared and laid before the convention the following message:

#### MESSAGE TO THE LEGISLATURE

TUESDAY, FEBRUARY 18, 1930.

*Honorable Senators and Representatives:*

The convening of the Legislature in Special Session is an unusual event, and is justified in my opinion only in cases wherein an emergency exists, or when, as in this cause that you are to consider, the welfare of the State as a whole will be served thereby.

Perhaps a subconscious reason for summoning you here in Special Session lies in the fact that we have missed your presence in these halls and corridors, and welcome the opportunity to renew the fellowships that we enjoyed together a year ago in considering the State's business.

The subject that you were called together to consider is nearly as old as civilization—the subject of taxation.

For years we have talked about equalizing its burdens, but nothing definite had been accomplished until the Legislature of 1927 authorized the appointment of a Recess Tax Commission to make a study of this problem and report to you upon your taking office in 1929. Governor Spaulding appointed a commission of nine, who gave much time and effort to study of the problem, holding public hearings in various parts of the state, giving the public an opportunity to be heard for and against, and then made a report to you of their conclusions in the matter.

Bills embodying their recommendations were referred to the House Committee on Ways and Means, which held exhaustive hearings thereon, largely attended and actively participated in by both proponents and opponents. In fact, rarely has the public participated in hearings with keener interest.

So well were the measures understood and approved that when they came in to the House with unanimously favorable reports behind them, they passed by large majorities.

Just prior to action on them in the Senate, because of a Court decision in another tax case that might affect the constitutionality of the new program, you will recall that I appeared before the Senate, and in a Special message suggested that they submit the bills to the Supreme Court asking for an opinion as to their constitutionality, and I further stated that if the Court's opinion should be favorable it might be wise to call the Legislature together in a special Session, looking to the enactment of the measures into law.

The Senate so voted, and the bills and supplementary questions went to the Court, and after due consideration, supplemented by oral arguments and briefs submitted by able counsel, representing all sides, the Court rendered an opinion that in its scope and clarity may well be referred to as epoch-making.

After studying their opinion I felt that the logic of events and the best interests of the people throughout the State



would be served by reconvening the Legislature to act on the tax program in the light of the Court's opinion, and with the advice of the Honorable Council the call was issued.

The Recess Tax Commission was asked to reconvene to study the opinion of the Court and to redraft the bills on the lines therein suggested. This they have accomplished, and the bills and the Commission's report were sent to you prior to your reconvening.

Their report is a thoughtful and able contribution, and is the culmination of sincere, honest and conscientious effort to act for the State as a whole, and should be considered in that light.

It is unnecessary for me to review in detail the various measures they advocate, but in my opinion they have well met the duty with which they were charged, and have "found a way of distributing the tax burden more equitably and in a manner better calculated to promote the general welfare."

It is obvious that you who constitute this present Legislature are better qualified to act in this matter of tax revision than those preceding you or that which will succeed you. In evidence of this I point out that:

This matter was particularly referred to you for your consideration, by the Legislature of 1927.

The Recess Commission made their report to you with accompanying bills.

You had the advantage of hearing the bills discussed in public hearings and in the House.

You referred them to the Supreme Court as to their constitutionality.

The Court has rendered its opinion to you.

Because of these various steps and your active participation therein, and the largely favorable opinion of the Court, I believe the time is ripe for definite constructive legislation in this tax matter and that the people of our State are justified in expecting it at your hands.

May your deliberations be marked by careful study, and a high quality of statesmanship, and may you be mindful

of the fact that while you represent your own town, or ward, or district, yet you are legislating for the whole of our State, and the whole is greater than any part.

I earnestly entreat you to give these matters that will come before you now, most careful consideration. Legislation is not an abstract thing, to itself alone. Legislation is something that affects men, women and little children; those of us here in our day, and those who come after us, and because of the broad influence these tax measures will have on the general welfare, may your consideration of them transcend partisanship or individual prejudice.

At the conclusion of the delivery of his message His Excellency retired.

#### RESOLUTION

On motion of Mr. Cilley of Manchester:

*Resolved*, That the message of His Excellency, the Governor, be laid upon the table and the Clerk be directed to procure the usual number of printed copies.

On motion of Senator Rolfe of District No. 15 the Convention rose.

#### HOUSE

##### OPINION OF THE SUPREME COURT

The following opinion of the Supreme Court was laid before the House.

*To the House of Representatives:*

The undersigned, the justices of the Supreme Court, make the following answers to the questions submitted by you:

The three bills present three distinct plans for the taxation of growing timber, which we take up in the order of the questions propounded.

1. This bill would make size the test of taxability. A provision that timber shall be taxable or nontaxable according to its size is the application of a theory of classification that has been in use from the beginning. There are manifest reasons why small growth, like young live stock,

should not be taxed. The classification being a reasonable one, the question of its adoption is purely legislative.

The further discrimination, between different species, is assumed to be based upon known facts as to rapidity of growth, marketable size, etc. If there are such distinguishing facts, the discrimination is warranted.

2. A tax upon the annual increment is proposed by this bill. This appears to be in the nature of an income tax. It is to be laid because the property has come into the possession of the owner within the year. It is laid but once. Although the property continues to be possessed in subsequent years, it is not subject to any further annual tax. Being of this nature, it must be co-ordinated with other income taxes. It cannot be laid at the local rate, and as of April first, when other income taxes are laid at a different rate and of another date.

3. The third bill would make volume per acre the test of taxability. If this were in fact a reasonable method of ascertaining the age of maturity of the growth, the proposed test would be unobjectionable. In some cases it would be so. But there must be many instances where scattered but mature growth would be exempt under this provision. The question, whether these would be so occasional and incidental that they might reasonably be disregarded in prescribing a general test, is one of fact. But with such knowledge as we have of the situation it is our opinion that they could not be so treated, and that the proposed test for taxability would therefore be invalid.

ROBERT J. PEASLEE,  
LESLIE P. SNOW,  
JOHN E. ALLEN,  
THOMAS L. MARBLE,  
OLIVER W. BRANCH.

January 7, 1930.

The reading having commenced on motion of Mr. Small of Rochester the further reading was dispensed with.

## LETTER FROM ATTORNEY-GENERAL

The Speaker laid before the House the following letter from the Attorney-General.

Hon. George A. Foster,  
Concord, New Hampshire.

My dear Mr. Foster:

I have your letter of February 7th relative to the question as to whether the tax bills referred by the regular session of the legislature to the Supreme Court will be pending as bills before the special session February 18.

I understand that the legislature adjourned April 19, 1929, but before adjourning submitted certain proposed legislation to the Supreme Court for an opinion as to its constitutionality. The legislature has been reconvened and will, doubtless, consider new tax legislation. In my opinion, these bills will not be before the special session unless they are reintroduced as new bills after the session convenes. You are, doubtless, familiar with the fact that all revenue measures must start in the house. They should start as new house bills.

I trust this makes the situation clear. If, during the legislature, I can be of service to you in your capacity as Speaker of the House, I know you will be free to call upon me. I shall make it my business to be available nearly all the time that the legislature is in session.

Yours very truly,

RALPH W. DAVIS,  
*Attorney-General.*

## RULES SUSPENDED

On motion of Mr. Snow of Rochester the rules were suspended to allow of the presentation of reports from committees which had not previously been advertised in the journal.

## COMMITTEE REPORTS

Mr. Snow of Rochester for the Committee on Rules, reported the following entitled bill, House Bill No. 414, An

act relating to the special equalization fund, with the recommendation that the bill be referred to the Committee on Ways and Means.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Ways and Means.

Mr. Snow of Rochester for the Committee on Rules reported the following entitled bill, House Bill No. 415, An act exempting standing wood and timber from taxation and imposing a severance tax, and exempting finished products of manufacturers, with the recommendation that the bill be referred to the Committee on Ways and Means.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Ways and Means.

Mr. Snow of Rochester for the Committee on Rules reported the following entitled bill, House Bill No. 416, An act relative to the taxation of gas and electric utilities, with the recommendation that the bill be referred to the Committee on Ways and Means.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Ways and Means.

Mr. Snow of Rochester for the Committee on Rules reported the following entitled bill, House Bill No. 417, An act relating to the taxation of income, with the recommendation that the bill be referred to the Committee on Ways and Means.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Ways and Means.

Mr. Snow of Rochester for the Committee on Rules reported the following entitled bill, House Bill No. 418, An act relating to institutional exemptions, with the recommendation that the bill be referred to the Committee on Revision of the Statutes.

The report was accepted, the bill read a first and second

time, laid upon the table to be printed and referred to the Committee on Revision of the Statutes.

Mr. Snow of Rochester for the Committee on Rules reported the following entitled bill, House Bill No. 419, An act to enlarge the powers of the village precinct of Hanover, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Snow of Rochester for the Committee on Rules reported the following entitled bill, House Bill No. 420, An act legalizing the caucus and election held in the town of Amherst, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Snow of Rochester for the Committee on Rules reported the following entitled bill, House Bill No. 421, An act relating to the special equalization fund, with the recommendation that the bill be referred to the Committee on Ways and Means.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Ways and Means.

Mr. Snow of Rochester for the Committee on Rules reported the following entitled bill, House Bill No. 422, An act relating to motor vehicle registration fees, operators' fees and the maintenance of Class I and Class II highways, with the recommendation that the bill be referred to the Committee on Ways and Means.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Ways and Means.

Mr. Snow of Rochester for the Committee on Rules reported the following entitled bill, House Bill No. 423, An act relating to the exemption of standing wood and tim-



ber from taxation, with the recommendation that the bill be referred to the Committee on Ways and Means.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Ways and Means.

Mr. Snow of Rochester for the Committee on Rules reported the following entitled bill, House Bill No. 424, An act repealing Chapter 31 of the Session Laws of 1929 and for other purposes, with the recommendation that the bill be referred to the Committee on Fisheries and Game.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

#### RESIGNATION

The following resignation was received:

Richmond, N. H., January 24, 1930.

Hon. Arthur Foster,  
Speaker of the House of Representatives,  
Concord, N. H.

Dear Sir:

I hereby resign as a member of the House of Representatives of the State of New Hampshire and request that my resignation be accepted as soon as possible. My reason for resigning is that I am removing my residence from the State of New Hampshire.

Very truly yours,

RALPH L. MORGAN.

On motion of Mr. Blandin of Bath, the resignation was accepted.

#### RESOLUTION

Mr. Angell of Derry, offered the following resolution:

WHEREAS the Constitution is made by the people for the common good, to be understood by the people and thus perpetuate a pure democracy;

And WHEREAS at the November election in 1912 the people refused to ratify the following question: "Do you ap-

prove of empowering the Legislature to specially assess, rate and tax growing wood and timber?" and no such permission having been given the Legislature by the people before or since;

And WHEREAS at the November election in 1920 and again in March, 1921, the people refused to ratify the following question: "Do you approve of empowering the Legislature to impose and levy taxes on incomes, which taxes may be classified, graduated and progressive, with reasonable exemptions?" and no such permission having been given the Legislature by the people before or since;

And WHEREAS the Constitution expressly declares, "that no alteration shall be made in this Constitution before the same shall be laid before the towns and unincorporated places and approved by two-thirds of the qualified voters present and voting on the subject;" and no such approval as required by bills 5, 10, and 401, having been granted the Legislature by the people;

And WHEREAS there is opportunity to ask the people at the November election whether they will grant such privilege;

*Therefore be it Resolved*, That the sense of the representatives be taken whether in their opinion said bills are constitutional.

On motion of Mr. Duncan of Jaffrey the resolution was referred to the Committee on Ways and Means.

On motion of Mr. Small of Rochester the House took a recess until 1:25 o'clock.

(After recess)

#### COMMITTEE REPORT

Mr. Snow of Rochester for the Committee on Rules reported the following Joint Resolution, House Joint Resolution No. 105, A joint resolution for the improvement of the main road leading from Tamworth village to Wonolancet in the town of Tamworth, with the recommendation that the Joint Resolution be referred to the Committee on Public Improvements.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

## RESOLUTION

On motion of Mr. Carter of Nashua:

*Resolved*, That the House meet in regular session on Friday, February 21, 1930.

On motion of Mr. Cilley of Manchester at 1:45 o'clock the House adjourned.

## AFTERNOON

The House was immediately called to order in afternoon session.

On motion of Mr. Haskell of Concord at 1:46 o'clock the House adjourned.

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WEDNESDAY, FEBRUARY 19, 1930.

The House met at 11:30 o'clock.

Prayer was offered by the chaplain.

## EXCUSED FROM SERVICE

The following communication was read by the Speaker.

Concord, N. H., February 19, 1930.

George Arthur Foster, Speaker,

House of Representatives,

Concord, N. H.

Dear Sir:

During the consideration of House Bill No. 424 by the Committee on Fisheries and Game I desire to be excused from service on that committee in accordance with Rule No. 17.

Yours respectfully,

JOHN H. DICKINSON.

Mr. Dickinson was excused from service and Mr. Bailey of Hinsdale appointed in his place.

Under the rules Mr. Greer of Manchester assumed the chairmanship of the committee.

Mr. Cross of Berlin being unable to attend this session the Speaker appointed Mr. Pingree of Berlin a member of the Committee on Ways and Means in his place.

#### LEAVE OF ABSENCE

Mr. Keefe of Manchester was granted leave of absence on account of illness in his family.

On motion of Mr. Snow of Rochester the rules were suspended to allow of the presentation of reports from committees which had not previously been advertised in the journal.

#### COMMITTEE REPORTS

Mr. Carter of Nashua for the Committee on Ways and Means to whom was referred House Bill No. 415, An act exempting standing wood and timber and imposing a severance tax, reported the same in new draft and new title with the recommendation that the bill in its new draft and with its new title be referred back to the Committee on Ways and Means.

The report was accepted, the bill in its new draft and with its new title read a first and second time, laid upon the table to be printed and referred to the Committee on Ways and Means.

Mr. Snow of Rochester for the Committee on Rules reported the following entitled bill, House Bill No. 425, An act to disannex a part of the town of Sanbornton adjacent to the Daniel Webster highway near Winnisquam bridge and annex said part to the town of Tilton, with the recommendation that the bill be referred to the Committee on Public Improvements.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Mr. Snow of Rochester for the Committee on Rules reported the following entitled bill, House Bill No. 426, An

act ratifying the action and conduct of the Republican and Democratic caucuses in Laconia, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Snow of Rochester for the Committee on Rules reported the following entitled bill, House Bill No. 427, An act in relation to the Marlborough Water Works Company, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Mr. Snow of Rochester for the Committee on Rules reported the following entitled bill, House Bill No. 428, An act relative to the taxation of personal estate, with the recommendation that the bill be referred to the Committee on Ways and Means.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Ways and Means.

Mr. Snow of Rochester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 106, A joint resolution providing for a recess commission to study the subject of taxation of retail stores, with the recommendation that the joint resolution be referred to the Committee on Appropriations.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Snow of Rochester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 107, A joint resolution for the appropriation of funds for the construction of a bridge in the town of Hebron, with the recommendation that the joint resolution be referred to Committee on Public Improvements.

The report was accepted, the joint resolution read a first

and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Mr. Rainie of Concord moved that the order whereby House Joint Resolution No. 107, A joint resolution for the appropriation of funds for the construction of a bridge in the town of Hebron was referred to the Committee on Public Improvements be vacated and joint resolution be indefinitely postponed.

The question being on the motion of Mr. Rainie.

(Discussion ensued)

On a *viva voce* vote the motion did not prevail.

Mr. Rainie of Concord asked for a division.

A division being had 52 members voted in the affirmative and 246 members voted in the negative and the motion did not prevail.

#### RESOLUTIONS.

On motion of Mr. Roy of Manchester,

*Resolved*, That when the House adjourns today it adjourn in memory of the late Pierre Gauthier, an honored and esteemed member of this House; and

*Be it Further Resolved*, That the Speaker is authorized to appoint a committee to draw up appropriate resolutions expressing our regard for our departed colleague, these resolutions to be printed in the Journal and a copy of them sent to his family.

The Speaker appointed as members of the committee on resolutions Messrs. Roy, Fortin and Guimond of Manchester.

On motion of Mr. Carter of Nashua the following resolution was adopted.

Concord, N. H., February 18, 1930.

WHEREAS, Roscoe S. Milliken, Representative from Ward 1, Nashua, has gone from us

We, his colleagues in the House of Representatives wish to bear testimony of our regard for him. He was kindly and genial in manner, faithful and industrious in the per-



formance of his legislative duties and ever a champion of those things which he considered to be for the best interests of the State.

It is our hope that this message may in some measure express to his family our feeling of loss and convey our deepest sympathy.

ELIOT A. CARTER,  
GEORGE M. FRENCH,  
LAURENCE F. WHITTEMORE,  
*Committee on Resolutions.*

On motion of Mr. Murphy of Manchester the House took a recess until 1:25 o'clock.

(After recess)

On motion of Mr. Ross of Lebanon at 1:29 o'clock the House adjourned.

#### AFTERNOON

The House met at 1:30 o'clock.

On motion of Mrs. Worcester of Dover at 1:31 o'clock the House adjourned.

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#### THURSDAY, FEBRUARY 20, 1930.

The House met at 11:30 o'clock.

Prayer was offered by the chaplain.

#### LEAVES OF ABSENCE

Messrs. Trask of Rochester, and Wiley of Laconia, were granted leaves of absence for the session on account of absence from the state.

Mr. Spaulding of Tamworth, was granted leave of absence for Tuesday, February 25, on account of important business.

#### RESOLUTIONS

On motion of Mr. Callahan of Keene the following resolutions were adopted:

*Resolved*, That when the House adjourns today it adjourn in memory of the late George E. Newman, Sr., an honored and esteemed member of this House; and

*Be it Further Resolved*, That the Speaker is authorized to appoint a committee to draw up appropriate resolutions expressing our regard for our departed colleague, these resolutions to be printed in the journal and a copy of them sent to his family.

The Speaker appointed as members of the Committee on Resolutions Messrs. Callahan, Barrett and Duffy of Keene.

On motion of Mr. Cilley of Manchester:

*Resolved*, That a rising vote of thanks be extended our chaplain for the collection of daily prayers offered during the last session and since adjournment distributed to the members.

Mr. Blandin of Bath offered the following:

*Resolved*, That the resolution whereby Friday was made a working day be reconsidered.

The question being on the resolution.

(Discussion ensued)

On a *viva voce* vote the chair was in doubt and a division was ordered.

A division being had 127 members voted in the affirmative and 160 members voted in the negative and the resolution was not adopted.

Mr. Roy of Manchester offered the following:

WHEREAS, in the infinite wisdom of the Supreme Ruler of the Universe He has removed from among us one of our esteemed members, Pierre A. Gauthier of Manchester,

*Therefore be it Resolved*, That the removal of such a life from our midst leaves a vacancy and a shadow that will be deeply realized by all the members and friends of the General Court of New Hampshire.

*Resolved*, That we express our deep sympathy to his bereaved relatives and that the Clerk of the House be in-

structed to send a copy of these resolutions to the bereaved family.

ALPHONSE ROY,  
AIME J. GUIMOND,  
ALFRED E. FORTIN,  
*Committee on Resolutions.*

On a *viva voce* vote the resolutions were adopted.

On motion of Mr. Nash of Concord the House took a recess until 1:25 o'clock.

(After recess)

On motion of Mr. Small of Rochester the rules were suspended to allow of the introduction of a report from a committee which had not previously been advertised in the journal.

#### COMMITTEE REPORT

Mr. Snow of Rochester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 108, A joint resolution in favor of Perry T. Hastings, with the recommendation that the joint resolution be referred to the Committee on Appropriations.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

On motion of Mr. Emerson of Hampstead at 1:29 o'clock the House adjourned.

#### AFTERNOON

The House met at 1:30 o'clock.

On motion of Mrs. Ferguson of Bristol at 1:39 o'clock the House adjourned.

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FRIDAY, FEBRUARY 21, 1930.

The House met at 11:30 o'clock.

Prayer was offered by the chaplain.

## LEAVES OF ABSENCE

Mr. Burns of Hopkinton was granted leave of absence for the session on account of absence from the country.

Messrs. Elkins of Concord, Weston of Milford, Warner of Claremont and Simpson of Piermont were granted leaves of absence for the day on account of important business.

Mr. J. H. Smith of Portsmouth was granted leave of absence for the day on account of attending a funeral.

## COMMITTEE REPORTS

Mr. Hart of Wolfeboro for the Committee on Public Improvements, to whom was referred House Bill No. 425, An act to disannex a part of the town of Sanbornton adjacent to the Daniel Webster highway near Winnisquam bridge and annex said part to the town of Tilton, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Hart of Wolfeboro for the Committee on Public Improvements, to whom was referred House Joint Resolution No. 105, A joint resolution for the improvement of the main road leading from Tamworth village to Wonolan-cet in the town of Tamworth, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution was referred to the Committee on Appropriations under the rules.

Mr. Hart of Wolfeboro for the Committee on Public Improvements, to whom was referred House Joint Resolution No. 107, A joint resolution for the appropriation of funds for the construction of a bridge in the town of Hebron, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

## RESOLUTIONS

On motion of Mr. Cilley of Manchester.

*Resolved*, That when the House adjourns this morning it adjourn to meet on Monday evening at 7:30 o'clock.

On motion of Mr. Cilley of Manchester:

*Resolved*, That business in order for this afternoon be in order at the present time.

On motion of Miss Story of Manchester at 11:34 o'clock the House adjourned.

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MONDAY, FEBRUARY 24, 1930.

The House met at 7:30 o'clock according to adjournment.

On motion of Mrs. Jones of New Ipswich at 7:31 o'clock the House adjourned.

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TUESDAY, FEBRUARY 25, 1930.

The House met at 11:30 o'clock.

Prayer was offered by the chaplain.

## LEAVES OF ABSENCE

Mr. Hill of Concord was granted leave of absence for the day on account of illness.

Mr. Parent of Berlin was granted leave of absence for the week on account of important business.

Mr. Carlton of Lisbon was granted leave of absence for Tuesday and Wednesday on account of attendance upon a funeral.

## COMMITTEE REPORTS

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred House Bill No. 419, An act to enlarge the powers of the village precinct of Hanover, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred House Bill No. 427, An act in relation to the Marlborough Water Works Company, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred House Bill No. 420, An act legalizing the caucus and election held in the town of Amherst, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 by inserting at the end of line 2 the words "in the town of Amherst," so that said section as amended shall read:

Sect. 1. All acts and proceedings of the caucus held on January 25, 1930, and the election held on February 5, 1930, in the town of Amherst, are hereby legalized, ratified and confirmed.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

On motion of Mr. Cilley of Manchester the rules were suspended and the bills made in order for a third reading by their titles at the present time.

#### THIRD READINGS

House Bill No. 419, An act to enlarge the powers of the village precinct of Hanover.

House Bill No. 427, An act in relation to the Marlborough Water Works Company.

House Bill No. 420, An act legalizing the caucus and election held in the town of Amherst.

Severally read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Snow of Rochester the rules were suspended to permit of the presentation of reports from a committee which had not previously been advertised in the journal.



## COMMITTEE REPORTS

Mr. Snow of Rochester for the Committee on Rules, reported the following entitled bill, House Bill No. 429, An act relating to the New Hampshire building at the Eastern States Exposition, with the recommendation that the bill be referred to the Committee on Appropriations.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

## DEATH ANNOUNCED

The Speaker announced the death of Hans Christian Johansen of Berlin.

## RESOLUTIONS

On motion of Mr. Pingree of Berlin,

*Resolved*, That the Speaker appoint a committee of three to draw up resolutions upon the death of Hans Christian Johansen of Berlin and that when the House adjourns to-day, it adjourn out of respect to the memory of Mr. Johansen.

The Speaker appointed as members of the committee on resolutions, Messrs. Burbank, Olson and Pingree of Berlin.

## HOURS OF ASSEMBLING

On motion of Mr. Duncan of Jaffrey,

*Resolved*, That commencing Wednesday, February 26, the hours of assembling be at 11 o'clock in the forenoon and 2 o'clock in the afternoon.

The Speaker declared the House to be in recess.

(After recess)

On motion of Mr. Callahan of Keene the following resolutions were adopted.

WHEREAS, our Heavenly Father has called home an associate and friend, George E. Newman, Sr.,

*Be it Resolved*, That we, the members of the New Hampshire House of Representatives attest our appreciation of his

loyal citizenship; his record of devoted and faithful public service during three sessions of the New Hampshire General Court.

*Resolved*, That this sentiment be printed in our journal, and that a copy be sent to the family with assurance of our sincere sympathy with them in their bereavement.

WILLIAM J. CALLAHAN,  
JOHN M. DUFFY,  
ABIJAH H. BARRETT, SR.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had passed a bill with the following title, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 58, An act to amend chapter 68 of the Public Laws relating to the re-assessment of property by the tax commission.

#### SENATE BILL READ AND REFERRED

Senate Bill No. 58, An act to amend chapter 68 of the Public Laws relating to the re-assessment of property by the tax commission.

The bill was read a first and second time and referred to the Committee on Ways and Means.

#### COMMITTEE REPORTS

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 425, An act to disannex a part of the town of Sanbornton adjacent to the Daniel Webster highway near Winnisquam bridge and annex said part to the town of Tilton, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 105, A joint resolution for the improvement of the main

road leading from Tamworth village to Wonolancet in the town of Tamworth, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out the figures "\$8,000.00" in line 1 and by inserting in place thereof the figures "\$7,000.00"; further amend by striking out the figures "\$2,000.00" in line 3 and inserting in place thereof the figures "\$3,000.00" so that said resolution shall read as follows:

That the sum of \$7,000.00 for the year 1930, be and hereby is appropriated on condition that the town of Tamworth appropriated \$3,000.00 for the improvement of the main road leading from Tamworth village to Wonolancet in the town of Tamworth. Said sums appropriated by the state and by the town shall be expended under the direction of the state highway commissioner and the sum appropriated by the state shall be a charge upon the maintenance funds as provided by chapter 84 of the Public Laws.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 107, A joint resolution for the appropriation of funds for the contruction of a bridge in the town of Hebron, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass.

Amend said resolution by striking out the words and figures "eight thousand dollars (\$8,000.00)" in line 1 and inserting in place thereof the words and figures "seven thousand dollars (\$7,000.00)"; further amend said resolution by striking out the words and figures "two thousand dollars (\$2,000.00)" in line 4 and inserting in place thereof the words and figures "three thousand dollars (\$3,000.00)" so that said resolution as amended shall read as follows:

That the sum of seven thousand dollars (\$7,000.00) is hereby appropriated for building a bridge over inlet to

Newfound Lake in the road from Hebron to East Hebron providing that the town of Hebron appropriates three thousand dollars (\$3,000.00). These sums to be expended under the direction of the state highway commissioner and the amount appropriated by the state shall be a charge upon the maintenance fund as provided by chapter 84 of the Public Laws.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Butler of Hillsborough for the Committee on Ways and Means to whom was referred House Bill No. 415 (in new draft), An act exempting standing wood and timber and imposing a severance tax, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of the Committee on Ways and Means to whom was referred House Bill No. 415 (in new draft) An act exempting standing wood and timber and imposing a severance tax, reported the same with the following resolution:

*Resolved*, That it ought to pass, with reservations that sufficient revenue can be obtained to put the act into effect.

CONRAD E. SNOW,  
AMOS N. BLANDIN,  
LAURENCE F. WHITTEMORE,  
WINFRED C. BURBANK,  
ARTHUR R. SHIRLEY.

Mr. Carter of Nashua moved that the report of the minority be indefinitely postponed and with this motion pending moved that the bill and reports be laid upon the table and made a special order for Wednesday, February 26 at 11:01 o'clock.

On a *viva voce* vote the motion prevailed.

Mr. Carter of Nashua for the Committee on Ways and Means to whom was referred House Hill No. 416, An act relative to the taxation of gas and electric utilities, reported

the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said House Bill by striking out all after the enacting clause and substituting the following:

1. *Rate.* Every person, partnership, association and corporation, except municipal corporations, engaged within this state as a public utility in the generation, distribution, transmission or sale of electrical energy or in the manufacture and distribution of illuminating gas shall pay to the state an annual tax, as of April first of each year, upon the actual value of its franchises, property and estate owned and exercised in connection with such utility, at a rate as nearly equal as may be to the average rate of taxation at that time upon other property throughout the state. All property which would be exempt from taxation if owned by a natural person or an ordinary business corporation shall be exempt under this act unless specifically mentioned in this act.

2. *How Determined.* The tax commission shall determine said average rate of taxation, and in so doing shall not consider property specially taxed, savings bank deposits, deposits in savings departments of national banks and polls.

3. *Hearings.* The tax commission, in determining the actual value of the franchises, property and estate of said public utilities, shall hold public hearings at times and places, notices of which shall be given in advance. Representatives of the state and of such public utilities and other persons shall be entitled to appear, be heard and offer evidence.

4. *Finding.* The tax commission shall receive and consider all evidence tending to show the actual value of the franchises, property and estate of said public utilities taxable hereunder, and upon all the evidence shall determine the actual value of the same.

5. *Evidence of Value.* It shall ascertain and consider as evidence the fair average market value of the stocks and bonds of any such public utility for one year prior to April first preceding the assessment and the fair market value of

any other funded or floating debt of any such public utility representing permanent improvements or extensions. In any case where such public utility has no transferable shares or bonds or the market value of the stocks and bonds of any such public utility cannot be ascertained for want of actual market sales, or for any other reason, the net receipts of any such public utility, which shall be the difference between the gross earnings, whether by lease or operation, and the operating expenses and taxes of the preceding year, capitalized at such per cent as appears to be equitable under all the circumstances, shall be considered as evidence of the value of the property and estate of such public utility, including its taxable franchises. In arriving at the value of the franchises, property and estate to be taxed hereunder, the tax commission shall consider any other facts which may be material in finding the actual value of such franchises, property and estate, including the number of kilowatt hours of electrical energy generated by the utility during the twelve months prior to April first preceding the assessment.

6. *Proportionate Value.* When only a portion of the franchises, property and estate of any such public utility is located within the state, the tax commission in determining the actual value thereof shall consider the proportionate value of all its franchises, property and estate in this state to all of the franchises, property and estate of such utility.

7. —, *Facts Material.* In making a proportionate valuation the commission shall take into consideration, among other things, the facts required to be reported by sections 8 and 9.

8. *Statement of Utility.* Every such public utility shall, on or before July first annually, deliver to the tax commission a statement under oath, showing number and par value of the shares of each class of its stock, and the market value of each share as of April first, the dividends paid per share on each class of stock during the preceding year and the dates of such payments, the date of issue, the number and denomination of each issue of its bonds, the inter-



est paid during the preceding year and the market value of each of said bonds, the amount of its floating indebtedness with the interest paid on the same and the average market value of said floating indebtedness during said preceding year, the gross receipts from whatever source derived for said preceding year, the amount expended from said receipts for operating expenses, not including any sum expended for physical betterment or transferred to surplus or sinking funds during said preceding year, the amount expended for physical betterments, or transferred to surplus or sinking funds during the preceding year, and whence derived, and the total number of kilowatt hours generated by it during the twelve months prior to said April first.

9. *Wire Mileage* Every such utility shall, in addition, state its total mileage of wires whether within or without the state, and its total mileage within the state.

10. *Further Information.* Such utilities shall also furnish the commission such further information and evidence as the commission may require.

11. *Doomage.* If any such utility shall neglect seasonably to furnish such evidence, or to lay it before the commission, such utility may be doomed to pay a tax on double the value of its franchises, property and estate subject to taxation.

12. *Certificate of Tax.* The tax commission, prior to September thirtieth in each year, shall file with the state treasurer certificates of their decisions.

13. *Re-Hearing.* The state, or any such utility may at any time within thirty days from the filing of the decision move for a re-hearing. The tax commission, may, for cause shown, allow the motion, and shall have authority to give further hearing and increase or abate the tax as justice may require. Notice shall be given the state treasurer of the order of decision made upon such a motion.

14. *Appeal.* The state, or any utility against whom a tax is assessed, if aggrieved by the decision of the commission, may apply to the superior court for relief at any time within ninety days after the filing of the decision. When-

ever a motion for a re-hearing is filed the time within which an appeal may be taken shall not begin to run until final decision upon the motion for re-hearing shall have been made by the commission. The superior court upon appeal shall give to the parties such notice and hearing and shall make such orders or decisions concerning all matters involved in or collateral to the proceedings, as justice may require.

15. —, *by State*. The attorney-general shall attend the hearings given by the tax commission in pursuance of section 3, and shall prosecute an appeal in behalf of the state whenever such an appeal may be necessary to protect its interests.

16. *Notice of Tax; Payment*. Upon receipt of said certificates of decisions, the state treasurer shall notify the parties against whom taxes have been assessed, and such taxes shall be paid to the state treasurer on or before October fifteenth of the same year.

17. *Not Affected by Appeal*. The pendency of proceedings under sections 13 and 14 shall not be a cause of delay in the payment of any tax.

18. *Final Adjustments*. If upon such proceedings a decision for the reduction of any tax shall be rendered, the state treasurer shall credit and allow such reduction upon any tax assessed against the party entitled to the same, and payable after the rendition of such decision. If upon such proceedings it shall appear that the tax against any such utility was too small, the difference shall be paid by the utility concerned as of the date of the decision.

19. *Interest*. If such tax is not paid when due, interest at the rate of ten per cent per annum shall be added thereto from that date until the time of payment.

20. *Extent*. The state treasurer shall issue his extent for the sum unpaid and interest against the utility in default; and all the property owned by such utility on April first shall be liable for the payment thereof.

21. *Report of Commission*. The tax commission shall incorporate in its report all facts as to the total market value of the stocks and bonds and other funded or floating

debt of such utility and the capitalized value ascertained as herein provided, the assessed property valuation and the total value of the franchises, property and estate of the utility, the total wire mileage of each utility, the number of kilowatt hours generated, together with such other information as it may deem proper.

22. *Definition.* The word "utility" or the words "public utility," as used in this act subsequent to section 1, shall mean the person, co-partnership, corporation, company engaged in any public utility activity described in section 1 of this act.

23. *Expense of Assessment.* The expense of determining and assessing and collecting this tax shall be paid out of the revenue derived therefrom. Until such revenue is available, such expense shall be paid out of any money in the treasury not otherwise appropriated. The tax commission may employ such experts and investigators for the ascertainment of facts pertinent to the determination of the tax as the governor and council may approve.

24. *Disposition of Revenue.* The revenue derived under this act, after deducting the cost of assessment and collection, shall be covered into the special equalization fund and distributed as follows:

A. The property and estate of a utility shall be assessed by the assessing authorities in the respective towns and cities wherein is located any property and estate of said utility and the state treasurer shall pay to each town and city the amount determined by applying local rate of taxation to said valuation determined by said assessing authorities in the respective towns.

B. This balance of the revenue derived under this act shall remain in the special equalization fund and distributed in accordance with the act relating thereto.

25. *Takes Effect.* All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect April 1, 1930.

The report was accepted.

The reading of the amendment having commenced on

motion of Mr. Carter of Nashua the further reading was dispensed with.

The question being on the amendment.

(Discussion ensued)

Mr. H. M. Smith of Portsmouth moved that the bill with the pending amendment be laid upon the table and made a special order for Wednesday, February 26 at 11:02 o'clock.

The question being on the motion.

(Discussion ensued as to time)

Mr. Hart of Wolfeboro moved the previous question.

The question being

Shall the main question now be put?

On a *viva voce* vote the affirmative prevailed.

Mr. Carter of Nashua asked for a division but subsequently withdrew his request and the previous question was ordered.

The question being

Shall the bill with the pending amendment be laid upon the table and made a special order for Wednesday, February 26 at 11:02 o'clock?

On a *viva voce* vote the affirmative prevailed.

#### RESOLUTION

On motion of Mr. Pingree of Berlin the following resolution was adopted.

WHEREAS, The Supreme Ruler of the Universe in his infinite wisdom has called home our friend and associate, Hans Christian Johansen

*Be it Resolved*, That we, the members of the New Hampshire House of Representatives attest our appreciation of his loyal citizenship and devoted service and,

*Be it Further Resolved*, That we extend to the bereaved family our deepest and most sincere sympathy and that

the clerk be instructed to send a copy of these resolutions to the bereaved family.

JOHN A. BURBANK,  
FRED R. OLSEN,  
ROBERT W. PINGREE

*Committee on Resolutions.*

On motion of Mr. Carter of Nashua the third reading of bills was made in order by title and joint resolutions by caption.

#### THIRD READINGS

House Joint Resolution No. 105, Joint resolution for the improvement of the main road leading from Tamworth village to Wonolancet in the town of Tamworth.

House Joint Resolution No. 107, Joint resolution for the appropriation of funds for the construction of a bridge in the town of Hebron.

House Bill No. 425, An act to disannex a part of the town of Sanbornton adjacent to the Daniel Webster highway near Winnisquam bridge and annex said part to the town of Tilton.

Severally read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Small of Rochester at 12:25 the House took a recess for one hour.

(After recess)

#### RESOLUTIONS

On motion of Mr. Weston of Milford

*Resolved*, That the Speaker appoint a committee of three to draw up resolutions upon the death of Frank C. Taylor of Amherst, and that when the House adjourns today it adjourn out of respect to the memory of Mr. Taylor.

The Speaker appointed as members of the committee on resolutions Messrs. Weston of Milford, Hardy of Hollis and Wilkins of Amherst.

On motion of Mr. Hardy of Hollis at 1:35 o'clock the House adjourned.

## AFTERNOON

The House was immediately called to order in afternoon session.

On motion of Mr. Burns of Haverhill at 1:38 o'clock the House adjourned.

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WEDNESDAY, FEBRUARY 26, 1930.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

## LEAVE OF ABSENCE

Mr. Colburn of Nashua was granted leave of absence for the week on account of illness.

## COMMITTEE REPORTS

Mr. Dunean of Jaffrey for the Committee on Judiciary to whom was referred House Bill No. 426, An act ratifying the action and conduct of the Republican and Democratic caucuses in Laconia, reported the same with the recommendation that the bill in a new draft and with a new title ought to pass.

The report was accepted and the bill in its new draft read a first and second time.

On motion of Mr. Dunean of Jaffrey the rules were suspended, the printing of the bill dispensed with and the bill made in order for a third reading at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Snow of Rochester for the Committee on Rules reported the following entitled bill, House Bill No. 430, An act relating to the county convention of Sullivan county, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted and the bill read a first and second time.

On motion of Mr. Lewis of Newport the rules were suspended, the printing of the bill and its reference to a



committee dispensed with and the bill made in order for a third reading at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Adams of Hampton for the Committee on Revision of the Statutes to whom was referred House Bill No. 418, An act relating to institutional exemptions, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by striking out the “;” after the word “situated” in line 15 and inserting in place thereof the following words, “nor to any institution or organization exempted by any special act of the legislature”; further amend said bill by striking out the period at the end of section 1 and inserting in place thereof a comma and by adding at the end thereof the words “nor to any institution or organization exempted by any special act of the legislature,” so that said section shall read as follows:

1. *Institutional Exemptions.* Amend section 22, chapter 60 of the Public Laws by adding thereto the following: No institution shall be deemed an educational institution which does not have a curriculum regularly approved by the State Board of Education and in which training is not given for at least six months of each calendar year, and no institution shall be deemed a religious institution for the purpose of this act which does not conduct religious services for at least six months of each calendar year, but this limitation shall not apply to any church property owned and maintained by any regularly recognized and constituted denomination, sect or creed, or to property, though used less than six months in each year, of institutions regularly maintaining activities within this state, though not at the place where said property is situated, nor to any institution or organization exempted by any special act of the legislature so that said section when amended shall read:

22. *Institutional Exemptions.* The personal property of institutions devoted to educational purposes, charitable and religious societies, and of temperance societies, incorporated

or organized within this state, and the real estate owned and occupied by them, their officers, or their students for the purposes for which they are established, parsonages occupied by pastors of churches, and personal property owned and real estate owned and occupied by the Grand Army of the Republic, the United Spanish War Veterans or the American Legion, shall be exempt from taxation, provided none of the income or profits of the business of such corporations or institutions is divided among the stockholders or members, or is used or appropriated for other than educational, charitable or religious purposes. No institution shall be deemed an educational institution which does not have a curriculum regularly approved by the State Board of Education and in which training is not given for a least six months of each calendar year, and no institution shall be deemed a religious institution for the purpose of this act which does not conduct religious services for at least six months of each calendar year, but this limitation shall not apply to any church property owned and maintained by any regularly recognized and constituted denomination, sect or creed, or to property, though used less than six months in each year, of institutions regularly maintaining activities within this state, though not at the place where said property is situated, nor to any institution or organization exempted by any special act of the legislature.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

On motion of Mr. H. M. Smith of Portsmouth the rules were suspended and the bill made in order for a third reading at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Pingree of Berlin the rules were suspended to allow of the presentation of a report from a committee which had not previously been advertised in the journal.

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Bill No. 429, An act

relating to the New Hampshire building at the Eastern States exposition, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

On motion of Mr. Pingree of Berlin the rules were suspended and the bill made in order for a third reading at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

#### SPECIAL ORDER

Mr. Carter of Nashua called for the special order.

House Bill No. 415, An act exempting standing wood and timber and imposing a severance tax.

The question being,

Shall the report of the minority that the bill ought to pass with reservation that sufficient revenue can be obtained to put the act into effect, be indefinitely postponed?

Mr. Carter of Nashua by unanimous consent withdrew his motion to indefinitely postpone the report of the minority.

Mr. Snow of Rochester moved that the report of the minority be substituted for the report of the majority.

The question being on the motion to substitute.

(Discussion ensued)

Mr. Rutter of Derry moved the previous question.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being,

Shall the report of the minority be substituted for the report of the majority?

Mr. Callahan of Keene demanded the yeas and nays and the roll was called with the following result:

YEAS, 135

ROCKINGHAM COUNTY: Sawyer of Atkinson, Griffin of Auburn, Lyford, Ranney, Ray, Burrill, Haynes, Rutter,

Brown of Epping, DeMeritte, Bassett, Gowen, Emerson, Healey of Hampton Falls, Eastman, Pillsbury of Londonderry, Bean of Newfields, Fernald of Nottingham, Prescott, Adams of Portsmouth, Whittier, Jewell of South Hampton, Jewell of Stratham, Hawley.

STRAFFORD COUNTY: Waterhouse, Henderson of Durham, Tuttle, York, Roberts, Snow, Brown of Strafford.

BELKNAP COUNTY: Varney, Little, Friend, Henderson of Gilford, Schultz, Smith of Meredith, Plastridge, Sanborn, Phelps, Young of Tilton.

CARROLL COUNTY: Parker of Albany, Charles, Emery, Shirley, Thompson of Effingham, Morey, Richardson, Winkley, Spaulding.

MERRIMACK COUNTY: Morency, Gerrish, Morrill, Shaw, Maxner, Elkins, Hill, Bean of Concord, Boutwell, Nash, Gibson, Matson, Haskell, Edmunds, Gilman, Connor, Catlin, Poor, Osgood, Gay, Whittemore, Martin of Warner, Holmes of Webster.

HILLSBOROUGH COUNTY: Wilkins, Nye, Holden, Pelletier, Hardy, Legallee, Cilley of Manchester, Greer, Bartlett of Manchester, Dolloff, Pingree of Manchester, Sheehan, Caswell, Murphy of Ward 6, Manchester, Flanders of Manchester, Barnes, Howison, Gleason of Mont Vernon, Jones, Abbott of Wilton, Nelson.

CHESHIRE COUNTY: Fiske, Bailey of Hinsdale, Duncan, Sawyer of Jaffrey, Callahan, Barton of Keene, Barrett, Pitcher, Gates, Flint, Wilder, Ware, Crain, Dickinson of Swanzey, Clark, Thompson of Westmoreland, Burbank of Winchester.

SULLIVAN COUNTY: Warner, Stevens of Langdon, Tracy, Breed.

GRAFTON COUNTY: Blandin, Avery, Kenyon, Fairburn, Bowles, Tuxbury, Smith of Hebron, Ross, Merrill, Renfrew, Simpson, McLinn, Austin, Colby.

COOS COUNTY: Barden, Pingree, Hurlburt, Frizzelle, Morrison, Bickford, Heath, Johnson of Stratford.

## NAYS, 230

ROCKINGHAM COUNTY: Adams of Derry, Angell, Bailey of Derry, Cilley of Exeter, Durgin, Stevens of Exeter, Adams of Hampton, Bartlett of Kingston, Yeaton of New-castle, Connolly, Filion, Labranche, Estabrook, Seavey of North Hampton, Blaisdell, Hett, Philbrick of Portsmouth, Sides, Smith, Harold M. of Ward 2, Portsmouth, Smith, James H. of Ward 2, Portsmouth, McNeil, Winn, Kane, Sawyer of Rye, Davis, Turner, Brown of Seabrook.

STRAFFORD COUNTY: Smith of Ward 1, Dover, Swan, Crockett, Leighton, Worcester, Dame, Otis, Buckley, Erwin, Smith of Ward 4, Dover, Durnin, Thayer of Farmington, Knox, Hayes of New Durham, Corson, Masse, Gelinas, Small, Greenfield, Grant, Cote of Somersworth, Habel, Willett, Houle, Leclerc.

BELKNAP COUNTY: Bridges, Guay, Simoneau, Rollins, Seaverns, Paquette, Ringer, Flanders of Laconia, Sanders.

CARROLL COUNTY: Gale, Fernald of Jackson, Fellows, Whitten, Paul, Clow, Hart.

MERRIMACK COUNTY: Putney, Case, Trow of Bradford, Veroneau, Robinson, Rainie, Abbott of Concord, Lee, Danforth, Gerlach, Proulx, Young of Franklin, Lafond, Bosworth, Rainville of Pembroke, Freese, Pillsbury of Sutton.

HILLSBOROUGH COUNTY: Paige, Hodgman, Wilson, Beals, Pattee, Gipson, Boynton, Butler, Blood, DeMoulpiéd, Hammond, Story, Johnson of Manchester, Murphy of Ward 3, Manchester, Phinney, Smith of Manchester, Worthen, Creighton, Eagan, Healey of Ward 5, Manchester, Horan of Ward 5, Manchester, Jennings, Keefe, Kelley, Mara, McNulty, O'Brien of Ward 5, Manchester, Currier, Mahaney, Mealey, Morin, Stanley, Foley, Healey of Ward 7, Manchester, Horan of Ward 7, Manchester, McQueeney, Murray, O'Malley, Burke, Corbin, Cote of Manchester, Langton, Bodkin, Collins, Knoetig, McBride, Hunter, Gleason of Manchester, Joyce, Madden, Roukey, Guevin, Letendre of Manchester, Maynard, Millette, Roy of Manchester, Boisvert, Fortin, Guimond, Carroll, Bruce, Weston, Carter, Greeley, French, Underhill, Boilard, Latour, Lavoie,

Nolan, Chasse, Papachristos, Sullivan, Guinan, Lazott, Bouthillier, Brodeur, Trow of New Boston, Peabody, Cummings, Walbridge, Tierney.

CHESHIRE COUNTY: Moore, Chickering, Stone, Stewart, Seavey of Keene, Duffy, Lane, Houghton, Wells.

SULLIVAN COUNTY: Davidson, Ainsworth, Dow, King, Pagan, Whitecomb, Balloch, Barton of Croydon, Walker, Barry, Lewis, Martin of Newport, Philbrick of Springfield, Osborne.

GRAFTON COUNTY: Plumer, Huckins of Ashland, Ferrin, Carpenter, Ferguson, Sanborn of Enfield, Barney, Burns of Haverhill, Farnham, Thayer of Haverhill, Pulsifer, Briggs, Drake, Eaton of Lebanon, Hyde, Eaton of Littleton, Hadley, Harris, Lyster, Perkins, Bell, Huckins of Plymouth, Holmes of Thornton.

COOS COUNTY: Roy of Berlin, Smith of Berlin, Toohey, Burbank of Berlin, Olsen, Gagne, Lepold of Ward 4, Berlin, McNeeley, Rainville of Colebrook, Tillotson, Purrington, Kimball, Forbes, Marshall, Bean of Northumberland, Terrill, Colbath, Lamere.

Mr. Hayes of Rochester voting No paired with Mr. Dickinson of Winchester voting Yes, and the motion to substitute did not prevail.

The question being on the resolution reported by the committee that it is inexpedient to legislate.

On a *viva voce* vote the resolution was adopted.

Mr. Carter of Nashua called for the special order.

House Bill No. 416, An act relative to the taxation of gas and electric utilities.

The question being on the amendment submitted by the Committee on Ways and Means.

On motion of Mr. Carter of Nashua the bill was recommended to the Committee on Ways and Means.

On motion of Mr. Pillsbury of Sutton at 1:10 o'clock the House took a recess for 45 minutes.

(After recess)

On motion of Mr. Small of Rochester the rules were suspended to allow of the presentation of reports from a



committee which had not previously been advertised in the journal.

#### COMMITTEE REPORTS

Mr. Snow of Rochester for the Committee on Rules reported the following entitled bill, House Bill No. 431, An act relating to the maintenance of trunk line highways, with the recommendation that the bill be referred to the Committee on Ways and Means.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Ways and Means.

Mr. Snow of Rochester for the Committee on Rules reported the following entitled bill, House Bill No. 432, An act relating to the Lisbon Village District, with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

On motion of Mr. Ware of Sullivan at 2:15 o'clock the House adjourned.

#### AFTERNOON

The House was immediately called to order in afternoon session.

On motion of Mr. Pingree of Berlin at 2:16 o'clock the House adjourned.

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THURSDAY, FEBRUARY 27, 1930.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

#### LEAVE OF ABSENCE

Mr. McNeil of Portsmouth was granted leave of absence for the day on account of illness.

## COMMITTEE REPORTS

Mr. Whittemore of Pembroke for the Committee on Ways and Means to whom was referred House Bill No. 417, An act relating to the taxation of income, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Whittemore of Pembroke for the Committee on Ways and Means to whom was referred House Bill No. 428, An act relative to the taxation of personal estate, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Whittemore of Pembroke for the Committee on Ways and Means to whom was referred House Bill No. 416, An act relative to the taxation of gas and electric utilities, reported the same with the recommendation that the bill ought to pass in original draft without amendment previously reported.

The report was accepted.

The question being

Shall the bill be read a third time?

(Discussion ensued)

Mr. Butler of Hillsborough moved the previous question.

The question being

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being

Shall the bill be read a third time?

Mr. Hart of Wolfeboro asked for a division.

A division being had 159 members voted in the affirmative and 159 members voted in the negative.

There being a tie the Speaker voted in the negative and the bill was denied a third reading.

On motion of Mr. Carter of Nashua the rules were sus-

pended to allow of the presentation of reports from committees which had not previously been advertised in the journal.

Mr. Snow of Rochester for the Committee on Rules reported the following joint resolution, House Joint Resolution No. 119, A joint resolution for the appointment of a commission to study and designate a system of secondary highways, with the recommendation that the joint resolution be referred to the Committee on Appropriations.

The report was accepted and the bill read a first and second time.

Mr. Snow of Rochester moved that the rules be suspended and the printing of the bill and its reference to a committee dispensed with and the bill made in order for a third reading at the present time.

The question being on the motion of Mr. Snow of Rochester.

(Discussion ensued)

Mr. Rutter of Derry moved the previous question.

The question being

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the motion of Mr. Snow of Rochester.

On a *viva voce* vote the affirmative prevailed.

The joint resolution was then read a third time.

The question being

Shall the joint resolution pass?

On a *viva voce* vote the chair was in doubt and a division was ordered.

A division being had 169 members voted in the affirmative and 154 members voted in the negative and the joint resolution passed.

Mr. Eastman of Kensington demanded the yeas and nays and the roll was called with the following result:

## YEAS, 189

ROCKINGHAM COUNTY: Sawyer of Atkinson, Lyford, Ranney, Ray, Burrill, Haynes, Angell, Rutter, Evans, Brown of Epping, Cilley of Exeter, DeMerritte, Stevens of Exeter, Bassett, Gowen, Emerson, Adams of Hampton, Healey of Hampton Falls, Bartlett of Kingston, Pillsbury of Londonderry, Yeaton of Newcastle, Filion, Labranche, Fernald of Nottingham, Philbrick of Portsmouth, Sides, Smith, Harold M. of Ward 2, Portsmouth, Adams of Portsmouth, Whittier, Sawyer of Rye, Davis, Turner, Jewell of South Hampton, Jewell of Stratham, Hawley.

STRAFFORD COUNTY: Waterhouse, Smith of Ward 1, Dover, Swan, Crockett, Leighton, Worcester, Henderson of Durham, Thayer of Farmington, York, Knox, Roberts, Hayes of New Durham, Corson, Small, Snow, Greenfield, Grant, Brown of Strafford.

BELKNAP COUNTY: Varney, Little, Friend, Schultz, Bridges, Paquette, Sanders, Smith of Meredith, Plastridge, Young of Tilton.

CARROLL COUNTY: Gale, Charles, Broughton, Emery, Shirley, Thompson of Effingham, Morey, Richardson, Winkley, Fellows, Spaulding, Clow, Hart.

MERRIMACK COUNTY: Morency, Putney, Gerrish, Trow of Bradford, Maxner, Robinson, Burkett, Elkins, Knowlton, Bean of Concord, Boutwell, Nash, Abbot of Concord, Matson, Lee, Haskell, Edmunds, Connor, Catlin, Lafond, Gay, Whittemore, Freese, Sargent, Pillsbury of Sutton, Martin of Warner, Holmes of Webster.

HILLSBOROUGH COUNTY: Wilkins, Paige, Wilson, Nye, Pelletier, Boynton, Butler, Hardy, Blood, Cilley of Manchester, Greer, Bartlett of Manchester, DeMoulpiéd, Dolloff, Johnson of Manchester, Pingree of Manchester, Caswell, Phinney, Worthen, Mealey, Morin, Howison, Weston, Gleason of Mont Vernon, Carter, French, Lavoie, Papa-christos, Peabody, Cummings, Walbridge, Tierney.

CHESHIRE COUNTY: Moore, Fiske, Stewart, Duncan, Sawyer of Jaffrey, Barton of Keene, Seavey of Keene,

Pitcher, Gates, Duffy, Ware, Crain, Clark, Houghton, Wells, Thompson of Westmoreland.

SULLIVAN COUNTY: Davidson, Pagan, Whitecomb, Barton of Croydon, Walker, Stevens of Langdon, Tracey, Philbrick of Springfield, Osborne.

GRAFTON COUNTY: Blandin, Ferrin, Carpenter, Avery, Kenyon, Fairburn, Tuxbury, Burns of Haverhill, Farnham, Thayer of Haverhill, Smith of Hebron, Pulsifer, Briggs, Hyde, Ross, Carleton, Merrill, Eaton of Littleton, Lyster, Perkins, Renfrew, Simpson, McLinn, Austin.

COOS COUNTY: Pingree, Toohey, Hurlburt, Frizzelle, Marshall, Terrill, Johnson of Stratford, Colbath.

### NAYS, 157

ROCKINGHAM COUNTY: Kane, Adams of Derry, Durgin, Eastman, Bean of Newfields, Estabrook, Blaisdell, Smith, James H. of Ward 2, Portsmouth, Winn, Brown of Seabrook.

STRAFFORD COUNTY: Dame, Otis, Buckley, Erwin, Durnin, Tuttle, Masse, Gelinas, Cote of Somersworth, Habel, Willett, Houle.

BELKNAP COUNTY: Henderson of Gilford, Guay, Simoneau, Rollins, Seaverns, Ringer, Flanders of Laconia, Phelps.

CARROLL COUNTY: Parker of Albany, Fernald of Jackson, Paul.

MERRIMACK COUNTY: Case, Morrill, Veroneau, Rainie, Danforth, Gerlach, Gilman, Proulx, Young of Franklin, Poor, Osgood, Bosworth, Rainville of Pembroke.

HILLSBOROUGH COUNTY: Hodgman, Holden, Beals, Pattee, Gipson, Legallee, Hammond, Story, Murphy of Ward 3, Manchester, Sheehan, Smith of Manchester, Creighton, Eagan, Healy of Ward 5, Manchester, Horan of Ward 5, Manchester, Jennings, Keefe, Kelley, O'Brien of Ward 5, Manchester, Currier, Mahoney, Murphy of Ward 6, Manchester, Stanley, Foley, Healey of Ward 7, Manchester, Horan of Ward 7, Manchester, McQueeney, Murray, O'Malley, Burke, Corbin, Cote of Manchester, Lang-

ton, Bodkin, Collins, Knoetig, McBride, Hunter, Gleason of Manchester, Joyce, Madden, Roukey, Guevin, Letendre of Manchester, Maynard, Millette, Roy of Manchester, Boisvert, Fortin, Guimond, Barnes, Carroll, Bruce, Greeley, Boilard, Latour, Colburn, Nolan, Chasse, Sullivan, Guinan, Lazott, Bouthillier, Brodeur, Trow of New Boston, Jones.

CHESHIRE COUNTY: Chickering, Stone, Bailey of Hinsdale, Callahan, Barrett, Flint, Lane.

SULLIVAN COUNTY: Ainsworth, Dow, King, Tenney, Balloch, Barry, Lewis, Martin of Newport, Breed.

GRAFTON COUNTY: Plumer, Huckins of Ashland, Ferguson, Sanborn of Enfield, Barney, Drake, Eaton of Lebanon, Harris, Bell, Huckins of Plymouth, Holmes of Thornton, Colby.

COOS COUNTY: Barden, Smith of Berlin, Burbank of Berlin, Olsen, Gagne, Marie A. of Ward 4, Berlin, Mc-Neeley, Rainville of Colebrook, Tillotson, Woodward, Morrison, Purrington, Kimball, Forbes, Bean of Northumberland, Brown of Northumberland, Lamere.

And the joint resolution passed and was sent to the Senate for concurrence.

On motion of Mr. Duncan of Jaffrey the rules were suspended to permit the Committee on Judiciary to announce a hearing without advertising the same in the journal.

#### RESOLUTION

Mr. Dickinson of Swanzey offered the following resolution:

WHEREAS it appears that all necessary legislative work may be easily accomplished by Friday, February 28th, instant

*Therefore be it Resolved*, By the House of Representatives, the Senate concurring, that the present (special) session of the legislature be brought to final adjournment on Friday, February 28th, instant at three o'clock in the afternoon, and

*Be it further Resolved*, That all reports, bills and joint resolutions pending at that time in either branch of the legislature, with the exception of such as have been re-



ferred to the next session of the legislature, be indefinitely postponed.

The question being on the resolution.

Mr. Carter of Nashua offered the following amendment.

Amend said resolution by striking out the word "three" and inserting in place thereof the word "eleven."

The question being on the amendment.

(Discussion ensued)

Mr. Small of Rochester raised the point of order that the member speaking was not discussing the question.

The Speaker ruled the point well taken.

Mr. Rutter of Derry moved the previous question.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the amendment offered by Mr. Carter of Nashua.

On a *viva voce* vote the amendment was not adopted.

The question being on the resolution.

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Weston of Milford the following resolutions were adopted:

RESOLUTIONS ON THE DEATH OF FRANK C. TAYLOR OF  
AMHERST

WHEREAS, The Supreme Ruler of the Universe in his infinite wisdom has called home our friend and associate, Frank C. Taylor,

*Be It Resolved*, That we, the members of the New Hampshire House of Representatives attest our appreciation of his loyal citizenship and devoted service and,

*Be It Further Resolved*, That we extend to the bereaved family our deepest and most sincere sympathy and that the clerk be instructed to send a copy of these resolutions to the bereaved family.

WILLIAM WESTON,  
GEORGE W. HARDY,  
HAROLD H. WILKINS,  
*Committee on Resolutions.*

On motion of Mr. Davidson of Charlestown at 12:45 o'clock the House took a recess for 1 hour and 10 minutes.  
(After recess)

## COMMITTEE REPORTS

Mr. Snow of Rochester for the Committee on Rules, reported the following joint resolution, House Joint Resolution No. 110, A joint resolution providing for a commission to study the methods of handling insane criminals in this state, with the recommendation that the joint resolution be referred to the Committee on Appropriations.

The report was accepted and the joint resolution read a first and second time.

Mr. Carter of Nashua moved that the rules be suspended, the printing of the joint resolution and its reference to a committee dispensed with and the joint resolution made in order for a third reading at the present time.

The question being on the motion of Mr. Carter of Nashua.

(Discussion ensued)

On a *viva voce* vote the motion did not prevail.

Mr. Duncan of Jaffrey asked for a division but withdrew his request and asked for another *viva voce* vote.

The question being on the motion of Mr. Carter of Nashua.

(Discussion ensued)

Mr. H. M. Smith of Portsmouth moved the previous question.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the motion of Mr. Carter of Nashua.

On a *viva voce* vote the motion did not prevail.

The joint resolution was then laid upon the table to be printed and referred to the Committee on Appropriations.

On motion of Mr. H. M. Smith of Portsmouth the joint resolution was indefinitely postponed.

## MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following concurrent resolution with amendment, in the adoption of which amendment, the Senate asked the concurrence of the House of Representatives.

Amend the resolution by striking out the words "three o'clock" and inserting in place thereof the words "five o'clock," so that said resolution as amended shall read:

WHEREAS it appears that all necessary legislative work may be easily accomplished by Friday, February 28, instant,

*Therefore be it Resolved*, By the House of Representatives, the Senate concurring, that the present (special) session of the legislature be brought to final adjournment on Friday, February 28, instant, at five o'clock in the afternoon, and

*Be it further Resolved*, That all reports, bills and joint resolutions pending at that time in either branch of the legislature, with the exception of such as have been referred to the next session of the legislature, be indefinitely postponed.

On motion of Mr. Carter of Nashua the House concurred in the amendment sent down from the Honorable Senate.

The message also announced that the Senate had passed a bill with the following title, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 59, An act ratifying the action of the Coos County Delegation relating to the appropriation for Coos County Farm.

## SENATE BILL READ

Senate Bill No. 59, An act ratifying the action of the Coos County Delegation relating to the appropriation for Coos County Farm.

The bill was read a first and second time and referred to the Committee on Judiciary.

On motion of Mr. Hammond of Manchester the rules were suspended, the printing of the bill and its reference to a committee dispensed with and the bill made in order for a third reading by its title at the present time.

The bill was then read a third time and passed and sent to the Secretary of State to be engrossed.

#### COMMITTEE REPORTS

Mr. Snow of Rochester for the Committee on Rules reported the following Joint Resolution, House Joint Resolution No. 111, Joint resolution in favor of Guy S. Neal and others with the recommendation that the joint resolution be referred to the Committee on Appropriations.

The report was accepted and the joint resolution read a first and second time.

On motion of Mr. Dickinson of Swanzey the rules were suspended and the printing of the joint resolution dispensed with.

The joint resolution was then referred to the Committee on Appropriations.

#### RECALLED FROM COMMITTEE

On motion of Mr. Snow of Rochester House Bill No. 431, An act relating to maintenance of trunk line highways was recalled from the Committee on Ways and Means.

Mr. Snow of Rochester offered the following amendment:

Amend Section 4 by striking out the word and figures "January 1, 1931" and inserting in place thereof the word and figures "April 1, 1930."

The question being on the amendment.

(Discussion ensued)

On a *viva voce* vote the amendment was not adopted.

Mr. Callahan demanded the yeas and nays but withdrew his demand and asked for a division.

A division being had 55 members voted in the affirmative and 149 members voted in the negative and a quorum of

the House not being present the House was declared adjourned and the bill went over into unfinished business.

### AFTERNOON

The House was immediately called to order in afternoon session.

On motion of Mr. Small of Rochester the rules were suspended to allow of the presentation of reports from committees which had not previously been advertised in the journal.

### COMMITTEE REPORT

Mr. Whittemore of Pembroke for the Committee on Ways and Means to whom was referred Senate Bill No. 58, An act to amend chapter 68 of the Public Laws relating to the re-assessment of property by the tax commission, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

### RESOLUTION

On motion of Mr. Adams of Derry

*Resolved*, That the clerk of the House be authorized to make up the mileage roll in accordance with the information furnished by the members at the January session of 1929.

### UNFINISHED BUSINESS

Mr. Carter of Nashua called for the unfinished business House Bill No. 431, An act relating to maintenance of trunk line highways.

The question being on the amendment offered by Mr. Carter of Nashua.

(Discussion ensued)

The discussion was suspended to allow of the receipt of a message from the Honorable Senate.

## MESSAGE FROM THE SENATE

A message from the Honorable Senate by its Clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following entitled bills and joint resolutions sent up from the House of Representatives:

House Bill No. 420, An act legalizing the caucus and election held in the town of Amherst.

House Bill No. 425, An act to disannex a part of the town of Sanbornton adjacent to the Daniel Webster highway near Winnisquam bridge and annex said part to the town of Tilton.

House Bill No. 426 (in new draft and new title), An act legalizing the Republican and Democratic caucuses in Laconia.

House Bill No. 427, An act in relation to the Marlborough Water Works Company.

House Bill No. 429, An act relating to the New Hampshire Building at the Eastern States Exposition.

House Bill No. 430, An act relating to the county convention of Sullivan county.

House Joint Resolution No. 105, Joint resolution for the improvement on the main road leading from Tamworth Village to Wonolancet in the town of Tamworth.

House Joint Resolution No. 107, Joint resolution for the appropriation of funds for the construction of a bridge in the town of Hebron.

House Bill No. 419, An act to enlarge the powers of the village precinct of Hanover.

House Joint Resolution No. 109, Joint resolution for the appointment of a commission to study and designate a system of secondary highways.

The message further announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendment the Senate asked the concurrence of the House of Representatives.



House Bill No. 420, An act legalizing the caucus and election held in the town of Amherst. 2. *Takes Effect.* This act shall take effect upon its passage.

On motion of Mr. Duncan of Jaffrey the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills. The message further announced that the Senate concurred with the House of Representatives in the passage of the following House bill with amendments, in the passage of which amendments the Senate asked the concurrence of the House of Representatives.

House Bill No. 418, An act relating to the institutional exemptions.

1. *Institutional Exemptions.* Amend section 22, chapter 60 of the public laws by adding thereto the following: No institution shall be deemed an educational institution which does not have a curriculum regularly approved by the State Board of Education and in which training is not given for at least six months of each calendar year, and no institution shall be deemed a religious institution for the purpose of this act which does not conduct religious services for at least six months of each calendar year, but this limitation shall not apply to any church property owned and maintained by any regularly recognized and constituted denomination, sect or creed, or to property, though used less than six months in each year, or institutions regularly maintaining activities within this state, though not at the place where said property is situated, nor to any institution or organization exempted by any special act of the Legislature so that said section when amended shall read:

22. *Institutional Exemptions.* The personal property of institutions devoted to educational purposes, charitable and religious societies, and of temperance societies, incorporated or organized within this state, and the real estate owned and occupied by them, their officers, or their students for the purposes for which they are established, parsonages occupied by pastors of churches, and personal property owned and real estate owned and occupied by the Grand Army

of the Republic, the United Spanish War Veterans, Veterans of Foreign Wars or the American Legion, shall be exempt from taxation, provided none of the income or profits of the business of such corporations or institutions is divided among the stockholders or members, or is used or appropriated for other than educational, charitable or religious purposes. No institution shall be deemed an educational institution which does not have a curriculum regularly approved by the State Board of Education and in which training is not given for at least six months of each calendar year, and no institution shall be deemed a religious institution for the purpose of this act which does not conduct religious services for at least six months of each calendar year, but this limitation shall not apply to any church property owned and maintained by any regularly recognized and constituted denomination, sect or creed, or to property, though used less than six months in each year, of institutions regularly maintaining activities within this state, though not at the place where said property is situated, not to any institution or organization exempted by any special act of the Legislature.

On motion of Mr. Smith of Portsmouth the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message also announced that the Senate had passed the following joint resolution, in the passage of which it asked the concurrence of the House of Representatives.

Senate Joint Resolution No. 1, Joint resolution providing for a recess commission to study the subject of taxation of retail stores.

#### SENATE JOINT RESOLUTION READ AND REFERRED

Senate Joint Resolution No. 1, A joint resolution providing for a recess commission to study the subject of taxation of retail stores.

The joint resolution was read a first and second time and referred to the Committee on Ways and Means.

Mr. Carter of Nashua moved that the House take a recess for 15 minutes but subsequently withdrew his motion.

#### COMMITTEE REPORTS

Mr. Pingree of Berlin for the Committee on Appropriations to whom was referred House Joint Resolution No. 111, A joint resolution in favor of Guy S. Neal and others, reported the same with the recommendation that the Joint Resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

The joint resolution was then read a third time and passed and sent to the Senate for concurrence.

#### (Discussion resumed)

Discussion was resumed on House Bill No. 431, An act relating to maintenance of trunk line highways.

The question being on the amendment offered by Mr. Snow of Rochester.

Mr. Carter of Nashua moved the previous question.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

Mr. Callahan moved that the bill with the pending amendment be laid upon the table.

On a *viva voce* note the affirmative prevailed.

Mr. Carter of Nashua asked for a division.

A division being had 109 members voted in the affirmative and 68 members voted in the negative and a quorum of the House not being present the House adjourned and the bill went into unfinished business.

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FRIDAY, FEBRUARY 28, 1930.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

## RESOLUTIONS

On motion of Mr. Cilley of Manchester

*Resolved*, By the House of Representatives, the Senate concurring that the Secretary of State, and the Clerks of the Senate and House of Representatives, be authorized to publish the Journals and bills passed at the Special Session in one volume.

On motion of Mr. Small of Rochester

*Resolved*, That the Clerk of the House be instructed to make up the payroll in accordance with the cards handed in by the members and present the same to the State Treasurer.

Mr. Blandin of Bath moved that the rules be suspended to allow of the presentation of reports from committees which had not previously been advertised in the Journal.

The question being on the motion of Mr. Blandin of Bath.

(Discussion ensued)

Mr. H. M. Smith of Portsmouth moved the previous question.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the motion of Mr. Blandin of Bath.

On a *viva voce* vote the affirmative prevailed.

## COMMITTEE REPORTS

Mr. Whittemore of Pembroke for the Committee on Ways and Means to whom was referred Senate Joint Resolution No. 1, A joint resolution providing for a recess commission to study the subject of taxation of retail stores, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

On motion of Mr. Lee of Concord the rules were suspended and the joint resolution made in order for a third reading by its caption at the present time.

The joint resolution was then read a third time and passed and sent to the Secretary of State to be engrossed.

Mr. Duncan of Jaffrey for the Committee on Judiciary to whom was referred House Bill No. 432, An act relating to the Lisbon village district, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate, the matter being already covered by General Law.

The report was accepted and the resolution of the committee adopted.

Mr. Henderson of Durham for the Committee on Engrossed bills reported that the committee had examined and found correctly engrossed the following entitled bills:

House Bill No. 425, An act to disannex a part of the town of Sanbornton adjacent to the Daniel Webster highway near Winnisquam bridge and annex said part to the town of Tilton.

House Bill No. 426, An act legalizing the Republican and Democratic caucuses in Laconia.

House Bill No. 427, An act in relation to the Marlborough Water Works company.

House Bill No. 429, An act relating to the New Hampshire building at the Eastern States exposition.

House Bill No. 430, An act relating to the county convention of Sullivan county.

The report was accepted.

#### RESOLUTION

Mr. Snow of Rochester moved that the vote whereby the House adopted the resolution fixing the time of final adjournment at 5 o'clock be reconsidered.

The question being on the motion of Mr. Snow of Rochester.

(Discussion ensued)

Mr. Murphy of Ward 6 of Manchester moved the previous question.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the motion of Mr. Snow of Rochester.

Mr. Callahan of Keene called for a division.

A division being had 100 members voted in the affirmative and 204 members voted in the negative and the motion did not prevail.

The House took a recess for three minutes.

(After recess)

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate concurred with the House of Representatives in the passage of the following joint resolution, with amendment, in the passage of which amendment the Senate asked the concurrence of the House of Representatives:

House Joint Resolution No. 111, Joint resolution, in favor of Guy S. Neal and others.

Amend said joint resolution by striking out in line 22 of said joint resolution, the numerals "\$55" and inserting in place thereof the numerals "\$60."

On motion of Mr. Dickinson of Swanzey the House concurred in the amendment sent down from the Honorable Senate.

The joint resolution was then sent to the Secretary of State to be engrossed.

On motion of Mr. Carter of Nashua the rules were suspended to allow of the presentation of reports from a committee which had not previously been advertised in the journal.

The question being on the motion of Mr. Carter of Nashua.

(Discussion ensued)

On a *viva voce* vote the affirmative prevailed.

#### COMMITTEE REPORTS

Mr. Snow of Rochester for the Committee on Rules, reported the following entitled bill, House Bill No. 433, An



act relating to the exemption of standing wood and timber from taxation, without recommendation.

The report was accepted and the bill read a first and second time.

On motion of Mr. Carter of Nashua the rules were suspended, the printing of the bill dispensed with and the bill referred to the next legislature.

Mr. Snow of Rochester for the Committee on Rules reported the following entitled bill, House Bill No. 434, An act relating to the exemption of standing wood and timber from taxation and the imposition of a severance tax, without recommendation.

The report was accepted and the bill read a first and second time.

On motion of Mr. Carter of Nashua the rules were suspended, the printing of the bill dispensed with and the bill referred to the next legislature.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following joint resolution, sent up from the House of Representatives:

House Joint Resolution No. 109, Joint resolution for the appointment of a commission to study and designate a system of secondary highways.

#### RESOLUTIONS

On motion of Mr. Carter of Nashua,

*Resolved*, That the Speaker of the House be and hereby is directed to request the Justices of the Supreme Court to express to the Legislature their opinion upon the following questions:

1. Would any constitutional provision be violated by exempting from taxation all standing wood and timber by a gradual process as proposed in House Bill No. 433?

2. Would any constitutional provision be violated by exempting all standing wood and timber from taxation by

a gradual process and also imposing a severance tax as proposed in House Bill No. 434?

3. Would any constitutional provision be violated should the sum of the property tax and the severance tax on a given tract of timber in any one year exceed the average state tax rate or the tax rate for the particular town or tax district in which the property is situated?

*Be it Further Resolved*, That the Speaker of the House be and hereby is directed to furnish a copy of the foregoing resolution to each of the Justices of the Supreme Court together with copies of the above mentioned bills.

The Speaker declared a recess for ten minutes.

(After recess)

On motion of Mr. Angell of Derry at 12:10 o'clock the House adjourned.

## AFTERNOON

The House met at 2 o'clock.

### COMMITTEE REPORT

Mr. Henderson of Durham for the Committee on Engrossed Bills to whom was referred House Bill No. 418, An act relating to institutional exemptions, reported the same under Joint Rule No. 6, with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the first two lines of said section and inserting in place thereof the following:

1. *Institutions Defined.* Amend section 22, chapter 60 of the Public Laws by inserting after the word "Veterans" in the eighth line of said section the words "Veterans of Foreign Wars," and by adding at the end of said section the following: "No institution shall."

Further amend section 1 of said bill by striking out the word "or" in the eleventh line of said section and inserting in place thereof the word "of."

Further amend section 1 of said bill by striking out the

word "not" in the thirty-eighth line of said section and inserting in place thereof the word "nor."

On motion of Mr. Cilley of Manchester the House adopted the amendment proposed by the Committee on Engrossed Bills.

The bill was then sent to the Senate for concurrence in the adoption of the amendment.

#### RESOLUTION

On motion of Mr. Pingree of Berlin

*Resolved*, That the House of Representatives, the Honorable Senate concurring, hereby express their sincere appreciation to the members of the Recess Tax Commission for their generous expenditure of time and faithful service to the State of New Hampshire during the past three years, and be it further,

*Resolved*, That the Clerk of the House be instructed to forward a copy of these resolutions to each member of the Recess Tax Commission.

The House took a recess.

(After recess)

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following concurrent resolutions:

*Resolved*, That the House of Representatives, the Senate concurring, hereby express their sincere appreciation to the members of the Recess Tax Commission for their generous expenditures of time and faithful service to the State of New Hampshire during the past three years, and

*Be it further Resolved*, That the Clerk of the House be instructed to forward a copy of these resolutions to each member of the Recess Tax Commission.

*Resolved*, By the House of Representatives, the Senate concurring that the Secretary of State and the clerks of the Senate and House of Representatives, be authorized to pub-

lish the journals and bills passed at the special session in one volume.

The message also announced that the Senate had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bills, in the adoption of which amendments the Senate asked the concurrence of the House of Representatives:

House Joint Resolution No. 107, Joint resolution for the appropriation of funds for the construction of a bridge in the town of Hebron. That the sum of seven thousand dollars is hereby appropriated on condition that the town of Hebron appropriates three thousand dollars for building a bridge over the inlet to Newfound lake on the road from Hebron to East Hebron. Said sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner and the sum appropriated by the state shall be a charge upon the maintenance fund as provided by chapter 84 of the Public Laws.

On motion of Mr. Cilley of Manchester the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The joint resolution was then sent to the Secretary of State to be engrossed.

House Joint Resolution No. 109, Joint resolution for the appointment of a commission to study and designate a system of secondary highways.

Amend said resolution by striking out all after the resolving clause and inserting in place thereof the following: That the governor, with the advice and consent of the council, is hereby authorized and directed to appoint a commission of three, consisting of the highway commissioner and two other persons, which commission shall study and designate a system of secondary highways and report to the Legislature of 1931. The members of said commission shall serve without compensation but shall be reimbursed for their necessary expenses. The sum of five hundred dollars is hereby appropriated to carry into effect the provisions hereof and said sum shall be a charge upon the maintenance fund

for highways as provided by chapter 84 of the Public Laws.

On motion of Mr. Henderson of Durham the House concurred in the adoption of the amendment proposed by the Committee on Engrossed Bills.

The joint resolution was then sent to the Secretary of State to be engrossed.

#### COMMITTEE REPORT

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the Committee had examined and found correctly engrossed the following entitled bills and joint resolutions.

Senate Bill No. 59, An act ratifying the action of the Coos County Delegation relating to an appropriation for the Coos County Farm.

House Bill No. 420, An act legalizing the caucus and election held in the town of Amherst.

Senate Joint Resolution No. 1, Joint resolution providing for a recess commission to study the subject of taxation of retail stores.

House Joint Resolution No. 105, Joint resolution for the improvement of the main road leading from Tamworth village to Wonolancet in the town of Tamworth.

House Bill No. 419, An act to enlarge the powers of the village precinct of Hanover.

The report was accepted.

The House took a recess.

(After recess)

On motion of Mr. Snow of Rochester,

WHEREAS, it appears that all necessary legislative work may be easily accomplished by Friday, February 28, instant, therefore be it

*Resolved*, By the House of Representatives, the Senate concurring, that the present (special) session of the legislature be brought to final adjournment on Friday, February 28, instant, at four-thirty o'clock in the afternoon, and

*Be it further Resolved*, That all reports, bills and joint reso-

lutions pending at that time in either branch of the legislature, with the exception of such as have been referred to the next session of the legislature, be indefinitely postponed.

On motion of Mr. Cilley of Manchester

*Resolved*, By the House of Representatives, the Senate concurring, that a committee of ten be appointed to join with such committee as the Senate may designate to wait upon His Excellency, the Governor, and inform him that the Legislature has completed the business of the session and is ready to receive any communication he may be pleased to make.

The Speaker appointed as members of such committee on the part of the House Mrs. Buckley of Dover, Messrs. Henderson of Gilford, Charles of Chatham, Haynes of Deerfield, Shaw of Chichester, Mrs. Phinney of Manchester, Messrs. Moore of Alstead, Osborn of Sunapee, Blandin of Bath and Mrs. Barden of Berlin.

#### COMMITTEE REPORT

Mr. Henderson of Durham for the Committee on Engrossed Bills reported that the Committee on Engrossed Bills had examined and found correctly engrossed the following entitled bill and joint resolutions:

House Bill No. 418, An act relating to institutional exemptions.

House Joint Resolution No. 107, Joint resolution for the construction of a bridge in the town of Hebron.

House Joint Resolution No. 109, Joint resolution for the appointment of a commission to study and designate a system of secondary highways.

House Joint Resolution No. 111, Joint resolution in favor of Guy S. Neal and others.

The report was accepted.

#### MESSAGE FROM THE SENATE

A message from the Honorable Senate by its clerk announced that the Senate had voted to concur with the House of Representatives in the passage of the following concurrent resolutions:



WHEREAS it appears that all necessary legislative work may be easily accomplished by Friday, February 28, instant

*Therefore be it Resolved*, By the House of Representatives, the Senate concurring, that the present (special) session of the legislature be brought to final adjournment on Friday, February 28, instant at 4:30 o'clock in the afternoon, and

*Be it further Resolved*, That all reports, bills and joint resolutions pending at that time in either branch of the legislature, with the exception of such as have been referred to the next session of the legislature, be indefinitely postponed.

The Senate has voted to concur with the House of Representatives in the passage of the following concurrent resolution:

*Resolved*, By the House of Representatives, the Senate concurring, that a committee of ten be appointed to join with such committee as the Senate may designate to wait upon His Excellency, the Governor, and inform him that the Legislature has completed the business of the session and is ready to receive any communication he may be pleased to make and the President has appointed as members of such committee on the part of the Senate, Senators Baer, Falconer, Munsey, Brackett and Rolfe.

#### INDEFINITELY POSTPONED

In accordance with the concurrent resolution previously adopted that all bills and joint resolutions pending in either branch on Friday, February 28, at 4:30 o'clock be indefinitely postponed, the following bills and joint resolutions were indefinitely postponed:

House Bill No. 414, An act relating to the special equalization fund.

House Bill No. 421, An act relating to the special equalization fund.

House Bill No. 422, An act relating to motor vehicle registration fees, operators' fees and the maintenance of Class I and Class II highways.

House Bill No. 423, An act relating to the exemption of standing wood and timber from taxation.

House Bill No. 424, An act repealing chapter 31 of the Session Laws of 1929 and for other purposes.

House Bill No. 431, An act relating to the maintenance of trunk line highways.

House Joint Resolution No. 106, Joint resolution providing for a recess commission to study the subject of taxation of retail stores.

House Joint Resolution No. 108, Joint resolution in favor of Perry T. Hastings.

House Joint Resolution No. 110, Joint resolution providing for a commission to study the methods of handling insane criminals in this state.

#### COMMITTEE REPORTS

Mrs. Buckley of Dover for the joint committee appointed to wait upon His Excellency, the Governor, and inform him that the legislature had completed its duties, reported that they had attended to their duty and that the Governor informed them that he had a communication to lay before the House.

The report was accepted and immediately His Excellency Charles W. Tobey, Governor, appeared before the House and delivered the following message:

*To the House of Representatives:*

Having been informed by the joint committee of the Senate and House of Representatives that you have completed the business of the session and are ready to adjourn, I do, by the authority vested in me as Governor, hereby declare the General Court of New Hampshire adjourned to the last Wednesday in December in the year of our Lord, 1930.

CHARLES W. TOBEY,  
*Governor.*

Thereupon the Speaker declared the House adjourned to the last Wednesday in December, 1930.

HARRIE M. YOUNG,  
*Clerk.*

A true copy, Attest:

HARRIE M. YOUNG,  
*Clerk.*



## APPENDIX

## PAY ROLL

## ROCKINGHAM COUNTY

	No. Days	Amount
Atkinson, Herbert N. Sawyer	8	\$24.00
Auburn, George P. Griffin	8	24.00
Brentwood, George A. Lyford	7	21.00
Candia, Herbert D. Ranney	8	24.00
Chester, Herbert W. Ray	8	24.00
Danville, Romanzo C. Burrill	8	24.00
Deerfield, Henry P. Haynes	8	24.00
Derry, Charles Sumner Adams	8	24.00
Edmund R. Angell	8	24.00
Loren H. Bailey	8	24.00
Everett R. Rutter	4	12.00
East Kingston, Daniel M. Evans	8	24.00
Epping, James F. W. Brown, Jr.	7	21.00
Exeter, Frank M. Cilley	6	18.00
John F. DeMeritte	7	21.00
Henry G. Durgin	8	24.00
Elmer G. Stevens	7	21.00
Fremont, George A. Bassett	8	24.00
Greenland, Clarence E. Gowen	8	24.00
Hampstead, Frank W. Emerson	7	21.00
Hampton, Charles F. Adams	6	18.00
Hampton Falls, George C. Healey	9	27.00
Kensington, Herbert L. Eastman	7	21.00
Kingston, Ruth G. Bartlett	8	24.00
Londonderry, Charles G. Pillsbury	8	24.00
Newcastle, Harry S. Yeaton	8	24.00
Newfields, Perley R. Bean	8	24.00
Newmarket, Thomas J. Connolly	7	21.00
Thomas J. Filion	5	15.00
Arthur A. Labranche	8	24.00
Newton, Arthur Ralph Estabrook	7	21.00

North Hampton, Arthur E. Seavey	8	\$24.00
Nottingham, Thomas E. Fernald	8	24.00
Plaistow, Arthur Prescott	8	24.00
Portsmouth		
Ward 1 Eben H. Blaisdell	7	21.00
Ralph L. Hett	2	6.00
Joseph Philbrick	8	24.00
Ward 2 William O. Sides	8	24.00
Harold M. Smith	7	21.00
James H. Smith	7	21.00
Ward 3 James R. McNeil	6	18.00
Willie E. Winn	8	24.00
Ward 4 Edward H. Adams	7	21.00
Ward 5 Patrick E. Kane	8	24.00
Raymond, Horace L. Whittier	8	24.00
Rye, Edward S. Sawyer	8	24.00
Salem, Frank D. Davis	8	24.00
William A. Turner	8	24.00
Seabrook, Ellsworth Brown	6	18.00
South Hampton, Charles R. Jewell	8	24.00
Stratham, Arthur R. Jewell	8	24.00
Windham, George M. Hawley	7	21.00

## STRAFFORD COUNTY

Barrington, Arthur C. Waterhouse	9	\$27.00
Dover		
Ward 1 Harry R. Smith	8	24.00
William C. Swan	8	24.00
Ward 2 William A. Crockett	7	21.00
George I. Leighton	7	21.00
Georgie E. Worcester	8	24.00
Ward 3 John H. Dame	8	24.00
Thomas J. Otis	8	24.00
Ward 4 Eula H. Buckley	6	18.00
Ralph B. Irwin	8	24.00
Edward D. Smith	6	18.00
Ward 5 Edward Durnin	8	24.00
Durham, Oren V. Henderson	8	24.00

Farmington, Fred I. Thayer	8	\$24.00
Allison E. Tuttle	8	24.00
Lee, Fred C. York	6	18.00
Madbury, William H. Knox	8	24.00
Milton, Fred B. Roberts	7	21.00
New Durham, George L. Hayes	7	21.00
Rochester		
Ward 1 Elihu A. Carson	8	24.00
Ward 2 Edwin B. Trask	1	3.00
Ward 3 Napoleon I. Massee	6	18.00
Ward 4 Adelard G. Gelinas	8	24.00
Ward 4 Frederic E. Small	8	24.00
Ward 5 Conrad E. Snow	8	24.00
Ward 6 Sara E. Greenfield	5	15.00
Ward 6 Harry T. Hayes	7	21.00
Rollinsford, Gardner Grant	6	18.00
Somersworth		
Ward 1 Amedee Cote	8	24.00
Ward 2 Napoleon A. Habel	8	24.00
Ward 3 Wilfred F. Willett	8	24.00
Ward 4 Fred A. Houle	8	24.00
Ward 5 Emile Leclerc	3	9.00
Strafford, Albert H. Brown	6	18.00

## BELKNAP COUNTY

Alton, Oe Varney	8	\$24.00
Barnstead, Harry E. Little	8	24.00
Belmont, Fred W. Friend	8	24.00
Gilford, Clarence V. Henderson	7	21.00
Gilmanton, Leon W. Schultz	7	21.00
Laconia		
Ward 1 George M. Bridges	8	24.00
Ward 2 Alfred L. Guay	8	24.00
Ward 2 Alfred W. Simoneau	7	21.00
Ward 3 Fred L. Rollins	8	24.00
Ward 4 William F. Seaverns	8	24.00
Ward 5 George A. Ringer	8	24.00



## Laconia

Ward 6	Oscar A. Flanders	8	\$24 .00
Ward 6	Edward M. Saunders	8	24 .00
Meredith,	Joseph F. Smith	8	24 .00
New Hampton,	Frank C. Plastridge	8	24 .00
Sanbornton,	Howard W. Sanborn	6	18 .00
Tilton,	Frank J. Phelps	8	24 .00
	Irving E. Young	8	24 .00

## CARROLL COUNTY

Albany,	William B. Parker	7	\$21 .00
Bartlett,	George E. Gale	8	24 .00
Chatham,	Madison O. Charles	8	24 .00
Conway,	John C. Broughton	3	9 .00
	George D. Emery	7	21 .00
	Arthur R. Shirley	8	24 .00
Effingham,	John G. Thompson	8	24 .00
Hart's Location,	Florence Morey	9	27 .00
Jackson,	Leonard A. Fernald	8	24 .00
Moultonborough,	Fred P. Richardson	6	18 .00
Ossipee,	Mark H. Winkley	8	24 .00
Sandwich,	Charles R. Fellows	7	21 .00
Tamworth,	Robert C. Spaulding	5	15 .00
Tuftonboro,	John R. Whitten	6	18 .00
Wakefield,	Samuel H. Paul	7	21 .00
Wolfeboro,	Stephen W. Clow	6	18 .00
	Harold H. Hart	8	24 .00

## MERRIMACK COUNTY

Allenstown,	Alexander J. Morency	8	\$24 .00
Andover,	Charles H. Putney	8	24 .00
Boscawen,	Frank L. Gerrish	8	24 .00
Bow,	Arthur M. Case	8	24 .00
Bradford,	Leslie C. Trow	8	24 .00
Canterbury,	Louis D. Morrill	8	24 .00
Chichester,	John L. T. Shaw	8	24 .00
Concord			
Ward 1	William J. Veroneau	8	24 .00

## Concord

2	Charles A. Maxner	8	\$24.00
3	Edward P. Robinson	8	24.00
4	Ray E. Burkett	5	15.00
	Louis P. Elkins	7	21.00
	Donald Knowlton	8	24.00
5	George A. Foster	8	24.00
	Isaac Hill	6	18.00
6	Arthur E. Bean	8	24.00
	Earle F. Boutwell	8	24.00
	George H. Nash	8	24.00
	Herbert W. Rainie	8	24.00
7	Helen S. Abbott	8	24.00
	Harold C. Gibson	8	24.00
	Samuel J. Matson	9	27.00
8	William A. Lee	8	24.00
9	Edward B. Haskell	8	24.00
	Danbury, George A. Danforth	8	24.00
	Epsom, Horace W. Edmunds	8	24.00
	Franklin		
Ward 1	James H. Gerlach	8	24.00
2	Wiggin S. Gilman	8	24.00
	Henry J. Proulx	8	24.00
3	Frederick A. Holmes	1	3.00
	Henry L. Young	8	24.00
	Henniker, Fred T. Connor	8	24.00
	Hill, Edward H. Catlin	8	24.00
	Hooksett, Ephrem Lafond	9	27.00
	Samuel Poor	9	27.00
	Loudon, Abraham L. Osgood	8	24.00
	New London, Fred B. Gay	4	12.00
	Northfield, Walter H. Bosworth	8	24.00
	Pembroke, Hercule P. Rainville	8	24.00
	Laurence F. Whittemore	8	24.00
	Pittsfield, Courtland F. H. Freeze	8	24.00
	Frank H. Sargent	7	21.00
	Sutton, Herbert G. Pillsbury	8	24.00

Warner, Herbert G. Martin	7	\$21.00
Webster, Daniel L. Holmes	8	24.00

## HILLSBOROUGH COUNTY

Amherst, Harold H. Wilkins	8	\$24.00
Antrim, Morton Paige	7	21.00
Bedford, Arthur N. Hodgman	5	15.00
Bennington, Henry W. Wilson	8	24.00
Brookline, George H. Nye	8	24.00
Deering, Mary B. Holden	8	24.00
Goffstown, William H. Beals	8	24.00
Carl B. Pattee	8	24.00
Greenfield, Clarence M. Gipson	8	24.00
Greenville, Edward Pelletier	6	18.00
Hillsborough, George W. Boynton	8	24.00
Charles F. Butler	8	24.00
Hollis, George W. Hardy	8	24.00
Hudson, George F. Blood	8	24.00
Howard S. Legallee	8	24.00
Manchester		
Ward 1 Harry B. Cilley	8	24.00
Sherman L. Greer	8	24.00
2 Oscar F. Bartlett	8	24.00
Arthur W. DeMoulpied	8	24.00
Alba O. Dolloff	8	24.00
Charles E. Hammond	8	24.00
Ann Story	8	24.00
3 Charles O. Johnson	9	27.00
Denis A. Murphy	9	27.00
Fred W. Pingree	8	24.00
Timothy M. Sheeham	8	24.00
4 Percy W. Caswell	8	24.00
Mary E. Phinney	8	24.00
George J. Smith	8	24.00
Harold M. Worthen	9	27.00
Ward 5 Patrick J. Creighton	9	27.00
William B. Eagan	8	24.00
Frank J. Healy	9	27.00

## Manchester

	Thomas J. Horan	5	\$15.00
	James S. Jennings, Jr.	8	24.00
	Robert J. Keefe	7	21.00
	John F. Kelley	8	24.00
	William H. Mara	9	27.00
	Michael J. McNulty	8	24.00
	John C. O'Brien	9	27.00
Ward 6	Charles S. Currier	8	24.00
	John M. Mahoney	8	24.00
	William G. Mealey	9	27.00
	Andrew O. Morin	6	18.00
	Robert J. Murphy	8	24.00
	Grover C. Stanley	8	24.00
Ward 7	John A. Foley	9	27.00
	Jeremiah B. Healey, Jr.	8	24.00
	John J. Horan	9	27.00
	Patrick McQueeney	8	24.00
	Albert Murray	8	24.00
	Thomas B. O'Malley	9	27.00
Ward 8	John A. Burke	8	24.00
	William A. Corbin	8	24.00
	Edward F. Cote	8	24.00
	Mark B. Flanders	6	18.00
	William J. Langton	9	27.00
Ward 9	Frank J. Bodkin	9	27.00
	John J. Collins	6	18.00
	Herman Knoetig	9	27.00
	Valentine J. McBride	8	24.00
Ward 10	Walter O'Connell	8	24.00
Ward 11	Philip R. Gleason	2	6.00
	John F. Joyce	6	18.00
	James J. Madden	9	27.00
	Patrick O'Brien	8	24.00
	Elmer D. Roukey	1	3.00
Ward 12	Arthur P. Bisson	8	24.00
	Alpha J. Letendre	9	27.00
	Alfred F. Maynard	8	24.00

## Manchester

	Antonio Millette	9	\$27.00
	Alphonse Roy	8	24.00
Ward 13	Almon A. Boisvert	8	24.00
	Alfred E. Fortin	8	24.00
	Aime J. Guimond	8	24.00
	Julian Lambert	8	24.00
Mason, Charles L. Barnes		9	27.00
Merrimack, George W. Carroll		8	24.00
Milford, Hiram C. Bruce		8	24.00
	Gertrude N. Howison	8	24.00
	William Weston	7	21.00
Mont Vernon, Jay M. Gleason		8	24.00
Nashua			
Ward 1	Eliot A. Carter	8	24.00
	Harry P. Greeley	2	6.00
Ward 2	George M. French, Sr.	8	24.00
	George W. Underhill	7	21.00
Ward 3	Joseph Boilard	8	24.00
	Edward Latour	8	24.00
	George J. Lavoie	8	24.00
Ward 4	Merle C. Colburn	6	18.00
	Edwin F. Nolan	8	24.00
Ward 5	Delphis Chasse	6	18.00
	Arthur Papachristos	8	24.00
Ward 6	Alfred J. Shea	2	6.00
	John P. Sullivan	5	15.00
Ward 7	John Guinan	8	24.00
	Charles E. Lazott	8	24.00
	John H. Welch	1	3.00
Ward 8	Charles F. Moran	2	6.00
	Irinie L. Ravenelle	5	15.00
Ward 9	Honore E. Bouthilier	8	24.00
	Charles H. Brodeur	8	24.00
New Boston, Albert F. Trow		8	24.00
New Ipswich, Mabel M. Jones		9	27.00
Pelham, Arthur H. Peabody		8	24.00

Peterborough, George D. Cummings	8	\$24.00
Robert E. Walbridge	7	21.00
Weare, John F. Tierney	8	24.00
Wilton, Stanley H. Abbott	8	24.00
Windsor, Charles I. Nelson	5	15.00

## CHESHIRE COUNTY

Alstead, Harvey T. Moore	7	\$21.00
Chesterfield, Moses H. Chickering	8	24.00
Dublin, Wilfred M. Fiske	8	24.00
Fitzwilliam, Arthur E. Stone	7	21.00
Harrisville, John J. Stewart	8	24.00
Hinsdale, Earl P. Bailey	6	18.00
Jaffrey, George H. Duncan	8	24.00
Jason C. Sawyer	8	24.00
Keene		
Ward 1 William J. Callahan	8	24.00
2 Loyal Barton	8	24.00
Carlos L. Seavey	8	24.00
3 Abijah H. Barrett, Sr.	7	21.00
Edmund H. Pitcher	8	24.00
4 Wilder F. Gates	8	24.00
5 Charles S. Bergeron	2	6.00
John M. Duffy	7	21.00
Marlborough, Ernest F. Flint	8	24.00
Rindge, George W. Wilder	8	24.00
Stoddard, William F. Lane	7	21.00
Sullivan, Marietta A. Ware	8	24.00
Surry, Robert M. Crain	8	24.00
Swanzy, Milan A. Dickinson	8	24.00
Troy, Martin L. Clark	9	27.00
Walpole, Clarence W. Houghton	7	21.00
Arthur E. Wells	7	21.00
Westmoreland, Omer G. Thompson	7	21.00
Winchester, Winfred C. Burbank	5	15.00
John H. Dickinson	7	21.00



## SULLIVAN COUNTY

Charlestown, James W. Davidson	8	\$24.00
Claremont, John Laban Ainsworth	7	21.00
John W. Dow	6	18.00
Aaron King	8	24.00
Thomas Pagan	6	18.00
George P. Tenney	6	18.00
George C. Warner	6	18.00
William F. Whitcomb	7	21.00
Cornish, William W. Balloch	7	21.00
Croydon, Clinton K. Barton	7	21.00
Grantham, Perley Walker	7	21.00
Langdon, Waldo D. Stevens	7	21.00
Newport, Daniel K. Barry	8	24.00
George E. Lewis	7	21.00
Robert T. Martin	6	18.00
Plainfield, Charles A. Tracey	8	24.00
Springfield, George D. Philbrick	8	24.00
Sunapee, Leo L. Osborne	7	21.00
Unity, Perley E. Breed	7	21.00

## GRAFTON COUNTY

Alexandria, David B. Plumer	8	\$24.00
Ashland, Frank S. Huckins	8	24.00
Bath, Amos N. Blandin	8	24.00
Benton, Walter J. Yeaton	4	12.00
Bethlehem, Brinie P. Ferrin	8	24.00
Bridgewater, Alba H. Carpenter	8	24.00
Bristol, E. Maude Ferguson	8	24.00
Campton, William B. Avery	8	24.00
Canaan, Charles E. Kenyon	8	24.00
Dorchester, John H. Fairburn	7	21.00
Enfield, Isaac H. Sanborn	8	24.00
Franconia, Roy W. Bowles	7	21.00
Grafton, Fred W. Barney	8	24.00
Hanover, Francis V. Tuxbury	8	24.00

Haverhill, Dick E. Burns	9	\$27.00
John L. Farnham	7	21.00
Frederic Earl Thayer	7	21.00
Hebron, Roy M. Smith	8	24.00
Holderness, Joseph W. Pulsifer	8	24.00
Lebanon, George W. Briggs	8	24.00
Charles B. Drake	8	24.00
Dan O. Eaton	8	24.00
Curtis W. Hyde	6	18.00
Charles B. Ross	8	24.00
Lisbon, Carl W. Carleton	5	15.00
William H. Merrill	9	27.00
Littleton, Harry M. Eaton	6	18.00
James B. Hadley	7	21.00
Charles F. Harris	8	24.00
John R. Lyster	8	24.00
Lyme, Earl C. Perkins	9	27.00
Orford, Olin N. Renfrew	7	21.00
Piermont, John F. Simpson	6	18.00
Plymouth, Kenneth G. Bell	8	24.00
Harry S. Huckins	8	24.00
Rumney, Joseph A. Rogers	5	15.00
Thornton, Leland E. Holmes	8	24.00
Warren, Daniel H. McLinn	7	21.00
Waterville, David S. Austin, 2nd	7	21.00
Wentworth, Frank H. Colby	8	24.00
Woodstock, Leander F. Parker	2	6.00

## COOS COUNTY

## Berlin

Ward 1	Margaret H. Barden	8	\$24.00
	Joseph H. Roy	7	21.00
	Henry A. Smith	6	18.00
Ward 2	Jules E. Parent	3	9.00
	Robert W. Pingree	9	27.00
	Thomas W. Toohey	5	15.00
Ward 3	John A. Burbank	9	27.00
	Fred R. Olsen	4	12.00

## Berlin

Ward 4	Leopold Gagne	7	\$21.00
	Marie A. Gagne	8	24.00
Clarksville,	John C. Hurlburt	5	15.00
Colebrook,	John J. McNeeley	8	24.00
	Ernest A. Rainville	9	27.00
Columbia,	Alpheus B. Frizzelle	7	21.00
Dalton,	Frank E. Tillotson	7	21.00
Dummer,	Fred U. Underwood	7	21.00
Gorham,	William H. Morrison	9	27.00
	Frank E. Purrington	9	27.00
Jefferson,	Raymond C. Kimball	8	24.00
Lancaster,	Seth Forbes	8	24.00
	Frank P. Marshall	8	24.00
Milan,	Lavater A. Bickford	9	27.00
Northumberland,	James W. Bean	9	27.00
	Elmer F. Brown	9	27.00
Pittsburg,	Perley A. Terrill	8	24.00
Stewartstown,	Charles A. Heath	7	21.00
Stratford,	Hugh H. Johnson	8	24.00
Whitefield,	George A. Colbath	8	24.00
	Harry M. Lamere	8	24.00

## MILEAGE ROLL

## ROCKINGHAM COUNTY.

Herbert N. Sawyer,	Atkinson	10	\$2.00
Herbert W. Ray,	Chester	36	7.20
Henry P. Haynes,	Deerfield	40	8.00
Charles Sumner Adams,	Derry	10	2.00
Loren Henry Bailey,	Derry	10	2.00
Everett R. Rutter,	Derry	12	2.40
Henry G. Durgin,	Exeter	12	2.40
Clarence E. Gowen,	Greenland	12	2.40
Charles Francis Adams,	Hampton	32	6.40
George C. Healey,	Hampton Falls	12	2.40
Herbert L. Eastman,	Kensington	24	4.80
Ruth Grace Bartlett,	Kingston	12	2.40

Charles G. Pillsbury, Londonderry	18	\$3.60
Harry S. Yeaton, Newcastle	12	2.40
Arthur E. Seavey, North Hampton	48	9.60
Thomas E. Fernald, Nottingham	20	4.00
Edward H. Adams, Portsmouth	8	1.60
Edward S. Sawyer, Rye	32	6.40
William A. Turner, Salem	12	2.40
Elsworth Brown, Seabrook	48	9.60
Charles R. Jewell, South Hampton	14	2.80
Arthur H. Jewell, Stratham	16	3.20
George M. Hawley, Windham	24	4.80
Frank W. Emerson, Hampstead	10	2.00
Romanzo C. Burrill, Danville	28	5.60
Arthur R. Estabrook, Newton	10	2.00
James R. McNeil, Portsmouth	8	1.60

## STRAFFORD COUNTY

Arthur C. Waterhouse, Barrington	24	\$4.80
Edward D. Smith, Dover	12	2.40
Fred C. York, Lee	20	4.00
Wm. H. Knox, Madbury	20	4.00
Albert H. Brown, Strafford	48	9.60

## BELKNAP COUNTY

Harry E. Little, Barnstead	8	\$1.60
Fred W. Friend, Belmont	8	1.60
Clarence V. Henderson, Gilford	28	5.60
Leon W. Schultz, Gilmanton	40	8.00
Joseph F. Smith, Meredith	16	3.20
Frank C. Plastridge, New Hampton	24	4.80
Howard W. Sanborn, Sanbornton	12	2.40

## CARROLL COUNTY

William B. Parker, Albany	12	\$2.40
George E. Gale, Bartlett	10	2.00
Madison O. Charles, Chatham	120	24.00
Arthur R. Shirley, Conway	48	9.60
Leonard A. Fernald, Jackson	32	6.40

Fred P. Richardson, Moultonborough	40	\$ 8.00
Mark H. Winkley, Ossipee	24	4.80
Charles R. Fellows, Sandwich	80	16.00
Robert C. Spaulding, Tamworth	108	21.60
John R. Whiten, Tuftonboro	28	5.60

## MERRIMACK COUNTY

Louis D. Merrill, Canterbury	14	\$2.80
Arthur Case, Bow	10	2.00
Charles A. Maxner, Concord	12	2.40
Helen S. Abbott, Concord	16	3.20
Fred T. Connor, Henniker	8	1.60
Edward H. Catlin, Hill	32	6.40
Samuel Poor, Hooksett	12	2.40
Abraham I. Osgood, Loudon	16	3.20
Herbert L. Pillsbury, Sutton	40	8.00
Fred B. Gay, New London	21	4.20

## HILLSBOROUGH COUNTY

Harold H. Wilkins, Amherst	8	\$1.60
Arthur N. Hodgman, Bedford	16	3.20
Morton Paige, Antrim	10	2.00
Mary B. Holden, Deering	14	2.80
George W. Hardy, Hollis	36	7.20
Howard S. Legallee, Hudson	10	2.00
Harry B. Cilley, Manchester	10	2.00
Alphonse Roy, Manchester	8	1.60
Oscar F. Bartlett, Manchester	8	1.60
William H. Mara, Manchester	8	1.60
Andrew O. Morin, Manchester	8	1.60
Robert J. Murphy, Manchester	8	1.60
Grover C. Stanley, Manchester	8	1.60
John A. Burke, Manchester	8	1.60
William O. Corbin, Manchester	8	1.60
Mark B. Flanders, Manchester	14	2.80
William J. Langton, Manchester	8	1.60
Antonio Millette, Manchester	8	1.60
Aime J. Guimond, Manchester	10	2.00

Almon A. Boisvert, Manchester	8	\$1.60
Jay M. Gleason, Mount Vernon	20	4.00
Charles E. Hammond, Manchester	8	1.60
Alfred Maynard, Manchester	10	2.00
George M. French, Nashua	8	1.60
Joseph Boilard, Nashua	8	1.60
Edward Latour, Nashua	8	1.60
George J. Lavoie, Nashua	8	1.60
Merle C. Colburn, Nashua	8	1.60
Edward F. Nolan, Nashua	10	2.00
Delphis Chasse, Nashua	12	2.40
Arthur Papachristos, Nashua	12	2.40
Alfred J. Shea, Nashua	10	2.00
John P. Sullivan, Nashua	10	2.00
John Guinan, Nashua	10	2.00
Charles F. Moran, Nashua	10	2.00
Irene L. Ravenelle, Nashua	10	2.00
Honore E. Bouthillier, Nashua	12	2.40
Charles H. Brodeur, Nashua	8	1.60
Charles E. Lazott, Nashua	10	2.00
John H. Welch, Nashua	10	2.00
Mabel M. Jones, New Ipswich	20	4.00
Arthur H. Peabody, Pelham	40	8.00
Stanley H. Abbott, Wilton	16	3.20
Charles I. Nelson, Windsor	32	6.40
Henry W. Wilson, Bennington	8	1.60

## CHESHIRE COUNTY

Earl P. Bailey, Hinsdale	86	\$17.20
Omer G. Thompson, Westmoreland	32	6.40
George W. Wilder, Rindge	20	4.00
Moses H. Chickering, Chesterfield	76	15.20
Harvey T. Moore, Alstead	24	4.80
Wilfred M. Fiske, Dublin	16	3.20
Arthur E. Stone, Fitzwilliam	16	3.20
Jason C. Sawyer, Jaffrey	8	1.60
Wilder F. Gates, Keene	12	2.40
William L. Lane, Stoddard	44	8.80



Robert M. Crain, Surry	30	\$6.00
Clarence W. Houghton, Walpole	18	3.60
Arthur E. Wells, Walpole	10	2.00
Winfred C. Burbank, Winchester	58	11.60
John H. Dickinson, Winchester	68	13.60

## SULLIVAN COUNTY

William Balloch, Cornish	20	\$4.00
James W. Davison, Charlestown	48	9.60
Clinton K. Barton, Croydon	32	6.40
Perley Walker, Grantham	40	8.00
Waldo D. Stevens, Langdon	24	4.80
Charles A. Tracy, Plainfield	34	6.80
George G. Philbrick, Springfield	64	12.80
Leo. L. Osborne, Sunapee	12	2.40
Perley E. Breed, Unity	40	8.00

## GRAFTON COUNTY

Walter J. Yeaton, Benton	44	\$8.80
Brinie P. Ferrin, Bethlehem	72	14.40
Alba H. Carpenter, Bridgewater	16	3.20
Charles E. Kenyon, Canaan	10	2.00
John H. Fairburn, Dorchester	28	5.60
David L. Austin, 2nd, Waterville	48	9.60
Roy W. Bowles, Franconia	28	5.60
Francis V. Tuxbury, Hanover	26	5.20
John L. Farnham, Haverhill	20	4.00
Roy M. Smith, Hebron	40	8.00
Joseph W. Pulsifer, Holderness	16	3.20
Olin N. Renfrew, Orford	20	4.00
John S. Simpson, Piermont	22	4.40
Kenneth G. Bell, Plymouth	24	4.80
Leland E. Holmes, Thornton	28	5.60
Leander F. Parker, Woodstock	12	2.40

## COOS COUNTY

John G. Hurlburt, Clarksville	40	\$8.00
John J. McNeeley, Colebrook	16	3.20

Ernest A. Rainville, Colebrook	32	\$6.40
Apheus Frizzelle, Columbia	24	4.80
Frank E. Tillotson, Dalton	24	4.80
Fred U. Woodward, Dummer	48	9.60
William H. Morrison, Gorham	8	1.60
Frank S. Purrington, Gorham	8	1.60
Raymond C. Kimball, Jefferson	28	5.60
Seth Forbes, Lancaster	24	4.80
Lavator A. Bickford, Milan	48	9.60
Perley A. Terrell, Pittsburg	68	13.60
Charles A. Heath, Stewartstown	44	8.80

## SENATORS

Charles A. Chandler, Gorham	10	\$2.00
Harry S. Townsend, Lebanon	12	2.40
Clarence M. Damon, Fitzwilliam	12	2.40
Auguste W. Burke, Nashua	8	1.60
Francis A. Foye, Manchester	10	2.00
Aime Martel, Manchester	8	1.60
Lorenzo E. Baer, Rollinsford	12	2.40
Harry D. Munsey, Hampton	12	3.20

## EMPLOYEES

Wilbur H. White, Deerfield	40	\$8.00
Edward L. Bacon, Rochester	12	2.40
Guy S. Neal, Acworth	84	16.80
Benjamin H. Bragg, Alstead	24	4.80
Harvey E. Stowe, Auburn	22	4.40
Dan Bunnell, Stewartstown	20	4.00
George A. Simpson, Center Harbor	22	4.40
Alice V. Flanders, Henniker	8	1.60
Wallace Thompson, Wilmot	12	2.40
Helen M. Young, Tilton	24	4.80
Arthur A. Tilton, Laconia	20	4.00



INDEX  
TO THE  
HOUSE JOURNAL

## ERRATA

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Page 65. House Joint Resolution No. 119 should read House Joint Resolution No. 109.

Page 95. Rollinsford, Gardner Grant should read 7 days, \$21.00.

Page 96. Conway, John C. Broughton should read 4 days, \$12.00.

Page 96. Laconia, Ward 5 add J. Alfred Paquette 3 days, \$9.00.

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